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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

111  
CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JANUARY 6, 1993

EXECUTIVE SESSION

ROOM 505-2  
4:30 p.m.

Attorney Client Conference

- a. Calvin Marty Sober v. CCSF
- b. Bill Lee & Kathy Lee v. CCSF
- c. Lisonia Dirden v. CCSF, et al
- d. S.F. Patrol Special Association vs. CCSF 914-756





# The Police Commission

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## CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JANUARY 6, 1993

### REGULAR MEETING

5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Consent Calendar
4. Approval of Minutes of Meeting of August 26, 1992
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Request of the Chief of Police for Approval to Accept and Expend a Donation of \$100,000.00 Dedicated to the Purchase of Police Communications Hardware and Software
9. Request of the Chief of Police for Approval of a Supplemental Appropriation Amounting to \$242,594, to Fund Seven New Police Communications Dispatcher Positions and Three New Senior Police Communications Dispatcher Positions
10. Discussion and Adoption of General Order J-6, Aggressive Soliciting
11. Public Comments
12. Hearing on Charges Filed Against Police Officer Edward L. Costanzi, Records Section (C12-033 RLC)





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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

---

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

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Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CONSENT CALENDAR  
POLICE COMMISSION MEETING  
WEDNESDAY, JANUARY 6, 1993

1. Recommendation of the City Attorney for Settlement of the following Claims:
  - a. Calvin Marty Sober v. CCSF \$ 9,824.00
  - b. Bill Lee & Kathy Lee v. CCSF \$ 9,500.00
  - c. Lisonia Dirden v. CCSF et al \$ 7,000.00





JANUARY 6, 1993

EXECUTIVE SESSION

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The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street, on Wednesday, January 6, 1993 at 4:30 p.m. in Executive Session.

Attorney-Client Conference

Calvin Marty Sober vs CCSF  
 Bill Lee & Kathy Lee vs. CCSF  
 Lisonia Dirden vs. CCSF, et al  
 SF Patrol Special Association vs. CCSF  
 914-756  
 Government Code Section 54956.9(a)  
 OFJ vs. CCSF 73-0657

JANUARY 6, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street on Wednesday, January 6, 1993 at 5:30 p.m. in a Regular Meeting.

AYES: Commissioners Hewlett, Low, Nelson,  
 Rodriguez  
 ABSENT: Commissioner Detrick

APPROVAL OF CONSENT CALENDARRESOLUTION NO. 1-93CALVIN MARTY SOBER vs. CCSF

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Calvin Marty Sober v. CCSF" in Superior Court No. 862-797, in the amount of \$9,824.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: January 25, 1986

AYES: Commissioners Hewlett, Low, Nelson,  
 Rodriguez  
 ABSENT: Commissioner Detrick

RESOLUTION NO. 2-93BILL LEE & KATHY LEE v. CCSF

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Bill Lee & Kathy Lee v. CCSF" in Municipal Court No. 075-857, in the amount of \$9,500.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: September 26, 1991

AYES: Commissioners Hewlett, Low, Nelson and  
 Rodriguez  
 ABSENT: Commissioner Detrick

RESOLUTION NO. 3-93LISONIA DIRDEN v. CCSF, et al

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Lisonia Dirden v. CCSF, et al" in Superior Court No. 936-069, in the amount of \$7,000.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: February 14, 1992

2  
AYES: Commissioners Hewlett, Low, Nelson and  
Rodriguez  
ABSENT: Commissioner Detrick

APPROVAL OF MINUTES OF MEETING OF AUGUST 26, 1992

Approval of Minutes of Meeting of August 26, 1992, the Commissioners having received, approved, and returned copies of same.

POLICE COMMISSION REPORT

Commissioner Low announced that there will be no meeting on the 27th of January and that there will be a District Meeting on the 20th at Ingleside District.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera stated he will report next week regarding enforcement programs in the Park, Taraval and Ingleside Districts. The Captains of each district will update the Commission at that time. Deputy Chief Reed briefed the Commission on the 911 Committee and stated that they regularly meet every Tuesdays. He also indicated they are attempting to hire eight new dispatchers in January and six in February, that the officers temporarily detailed should be out of Communications by March. He also stated that the Committee is working on education program, public service announcement in the next two weeks and that the department is working meeting with Local 790 regarding staffing concerns and stated that the 911 Task Force will meet every Tuesday until the issues are resolved.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Alfreda Porter discussed staffing shortage and indicated that currently there are five vacancies, two in the investigative staff and three in the clerical staff. She's working with the Mayor's office to fill the vacancies within the next two months.

APPROVAL TO ACCEPT AND EXPEND A DONATION OF \$100,000.00 DEDICATED TO THE PURCHASE OF POLICE COMMUNICATIONS HARDWARE AND SOFTWARE

Motion by Commissioner Hewlett, second by Commissioner Nelson. Matter approved.

RESOLUTION NO. 4-92

APPROVAL TO ACCEPT AND EXPEND A DONATION OF \$100,000.00 DEDICATED TO THE PURCHASE OF POLICE COMMUNICATIONS HARDWARE AND SOFTWARE

WHEREAS, the San Francisco Police Department is in need of technology to improve its Police Communications operations; and

WHEREAS, an anonymous donor has generously offered to donate \$100,000.00 to the San Francisco Police Department to be used for computer hardware and software for Police Communications;

WHEREAS, it is necessary to obtain permission from the Board of Supervisors via a resolution in order to accept gifts to the Police Department which have a value of over \$5,000.00; now therefore, be it



RESOLVED, that the Police Commission hereby requests the Board of Supervisors of the City and County of San Francisco to adopt the attached Resolution of the Board of Supervisors which will grant to the Police Department the authority to accept the gift of \$100,000.00 from an anonymous donor. The donation will be used for the purchase of computer hardware and software for Police Communications.

AYES: Commissioners Hewlett, Low, Nelson and Rodriguez

ABSENT: Commissioner Detrick

RESOLUTION NO. 5-93

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO \$242,594 TO FUND SEVEN NEW POLICE COMMUNICATIONS DISPATCHER POSITIONS AND THREE NEW SENIOR POLICE COMMUNICATIONS DISPATCHER POSITIONS

WHEREAS, the Police Department filled seven new Dispatcher positions effective January 11, 1993, and;

WHEREAS, the Police Department filled three new Senior Dispatcher positions effective January 11, 1993, and;

WHEREAS, the Police Department does not have sufficient funds to cover the ten new positions for the remainder of the Fiscal Year, therefore be it

RESOLVED, that the Police Commission approves a supplemental appropriation in the amount of \$242,594 to cover the costs of seven new Dispatcher positions and three new Senior Dispatcher positions effective January 11, 1993 for the remainder of Fiscal Year 1992-93.

AYES: Commissioners Hewlett, Low, Nelson and Rodriguez

ABSENT: Commissioner Detrick

ADOPTION OF GENERAL ORDER J-6, AGGRESSIVE SOLICITING

Commander Holder, Special Operations, presented the General Order and its contents. He discussed training of officers for enforcement and prevention. He has discussed the matter with the District Attorney and the City Attorney. General Order J-6, "Aggressive Soliciting was approved.

RESOLUTION NO. 6-93

ADOPTION OF GENERAL ORDER J-6, AGGRESSIVE SOLICITING

RESOLVED, that the Police Commission hereby approves the adoption of General Order J-6, "Aggressive Soliciting".

AYES: Commissioners Hewlett, Low, Nelson and Rodriguez

ABSENT: Commissioner Detrick

HEARING ON CHARGES FILED AGAINST POLICE OFFICER EDWARD L. COSTANZI, RECORDS SECTION

Taken out of order

RESOLUTION NO. 7-93

WITHDRAWAL OF DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER EDWARD L. COSTANZI, RECORDS SECTION

WHEREAS, Chief of Police Anthony D. Ribera requests that the charges against Police Officer Edward L. Costanzi, Records Section, be withdrawn and that it will be handled administratively; therefore be it

RESOLVED, that charges filed against Officer Edward L. Costanzi be withdrawn and taken off calendar.

AYES: Commissioners Hewlett, Low, Nelson and Rodriguez

ABSENT: Commissioner Detrick

#### PUBLIC COMMENTS

Frank Martin Del Campo, Local 790, thanked the Commission for approving to hire more dispatchers in Communications.

George Williams, S.A. Network, thanked the Commission and the department for their efforts regarding 911 Task Force.

Laura Holland, S.A. Network, discussed the automated attendant phone response in Communications and expressed that she's against it.

Pam Katz, Communications Dispatcher Supervisor, thanked the Commission for the efforts regarding 911 situation.

Nick Remel, property owner, discussed problems of tenant with panhandlers entering the residence at 225 Eddy and 711 Eddy. He also discussed recent criminal problems in both areas.

Alex Vitali, Coalition on the Homeless, discussed the Aggressive Panhandling Order J-6 and his concern regarding no complainant. He offered to assist in video training for officers.

Connie Weber discussed support of J-6.

John Crew, ACLU, discussed content and his concerns regarding J-6 and asked the Commission to delay their decision until a decision is rendered by the Ninth District Court.

Andy Solo, resident Mission District, discussed panhandling problem and supports passage.

Jeanette Boroca, resident against panhandling.

Gloria Fontenella, resident, expressed her concerns against panhandling.

George Sheyman discussed "Lack of Complainant" portion of J-6.

Nate Ratner, resident against panhandling.

Vera Driscoll, resident, discussed recent problems with panhandlers while shopping.

Motion by Commissioner Hewlett, second by Commissioner Nelson. Aggressive Ordinance passed.

Commissioner Low announced that the Commission in executive session discussed the upcoming lieutenants' examination and the commitment to career development and views of the Commissioners. He also thanks all who are assisting regarding the examination process.

Thereafter, the meeting was adjourned.



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION



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CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JANUARY 13, 1993

REGULAR MEETING

5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Consent Calendar
4. Approval of Minutes of Meeting of September 2, 1992
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Progress Report on Carjacking Enforcement Program
9. Public Comments

CONSENT CALENDAR

1. Request of the Chief of Police for Approval to Accept and Expend a Donation of \$500.00 Dedicated to the Police Department 911 System
2. Request of the Chief of Police for Approval of Taxicab Owners Permit for Mr. Macedonio Guerzon
3. Request of the Chief of Police for Approval of Taxicab Owners Permit for Mr. Ralph Williams
4. Request of the Chief of Police for Approval of Taxicab Owners Permit for Mr. Tat M. Kwan



JANUARY 13, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, January 13, 1993 at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Detrick, Hewlett, Low,  
Nelson, Rodriguez

APPROVAL OF CONSENT CALENDAR

RESOLUTION 8-93

APPROVAL OF REQUEST OF THE CHIEF OF POLICE TO ACCEPT  
AND EXPEND A DONATION OF \$500.00 DEDICATED TO THE  
POLICE DEPARTMENT 911 SYSTEM

RESOLVED, that the Commission approves the request to accept and expend a donation of \$500.00 dedicated to the Police Department 911 System.

AYES: Commissioners Detrick, Hewlett, Low, Nelson,  
Rodriguez

RESOLUTION NO. 9-93

TAXICAB PERMIT APPLICATION OF MACEDONIO GUERZON

WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that Macedonio Guerzon, based on his application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to Macedonio Guerzon.

AYES: Commissioners Detrick, Hewlett, Low, Nelson,  
Rodriguez

RESOLUTION NO. 10-93

TAXICAB PERMIT APPLICATION OF RALPH WILLIAMS

WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San

Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that Ralph Williams, based on his application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to Ralph Williams.

AYES: Commissioners Detrick, Hewlett, Low, Nelson, Rodriguez

RESOLUTION NO. 11-93

TAXICAB PERMIT APPLICATION OF TAT M. KWAN

WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that Tat M. Kwan, based on his application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to Tat M. Kwan.

AYES: Commissioners Detrick, Hewlett, Low, Nelson, Rodriguez

APPROVAL OF MINUTES OF MEETING OF SEPTEMBER 2, 1992

Approval of Minutes of Meeting of September 2, 1992, the Commissioners having received, approved, and returned copies of same.



## POLICE COMMISSION REPORT

Commissioner Low discussed career of Inspector Frank McCoy and praised his efforts during his service in the department. Commissioner Hewlett, on behalf of the Commission, presented Inspector McCoy with the Certificate of Appreciation for his upcoming retirement. Inspector McCoy then addressed the Commission and thanked them.

## CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera discussed the recent carjacking problems and announced that the Crime Suppression Unit is assisting in that problem. He praised Lt. Marovich and the members of the Crime Suppression Unit and presented Certificates of Appreciation for each. Commissioner Low commended the Crime Suppression Unit for their efforts and Commissioners Nelson and Hewlett also discussed and praised the members of that unit.

Enforcement Program. District Station Enforcement Program for December report. From Potrero Station, Captain Hettrich discussed Littering and Drinking Narcotic enforcement. He stated 400 moving violations and parking citations were issued. Captain Kowalski, Mission Station, discussed narcotics and prostitution arrests in his district. Captain Cullop, Tenderloin Task Force, discussed efforts and actions regarding robbery, prostitution and narcotics. Chief Ribera then discussed the Safe Shoppers Program in the downtown area and stated that there were seven arrests during that time. An update was then given regarding the January Enforcement Program. Captain Berry of Park Station discussed the efforts including drug program and panhandling on Haight Street and also speeding and traffic concerns. Captain Wilson, Ingleside Station, discussed the efforts regarding robbery and assaults, shootings in the Mission, Army, Courtland areas. Captin Winters, Taraval Station, discussed the efforts in his district regarding drug dealing, robbery and traffic enforcement and also concerns and problems in the Oceanview area. Commissioner Low commended the Chief for the physical training program presently in place. Commissioner Hewlett asked the update regarding the Cultural Diversity Program be scheduled for February 6th. Commissioner Low also asked the Sheriff's office be notified and invited to attend the next district meeting.

## PROGRESS REPORT ON CARJACKING ENFORCEMENT PROGRAM

Taken out of order.

Lieutenant Portoni, Robbery Detail, updated the Commission regarding carjacking situation for a period from September 15 thru December 30. Lt. Portoni stated there have been 97 carjacking, 92 actual, 5 attempts, all but four have been recovered and arrests have been made on 21 cases. Commissioner Low discussed involvement of school system regarding juveniles involved in these types of crimes. Lt. Marovich then discussed the present program of enforcement with the Commission.

## OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Alfreda Porter asked that the Commission calendar General Order recommendations and requested for elimination of "Z" Class regarding employees. Matter calendared for February 3rd.



PUBLIC COMMENTS

John Crew, ACLU, discussed backlog of cases and intelligence review committee.

Lawrence Kaplan, discussed his application and denial of assistant patrol special officer's status. He asked to discuss the situation in private and asked to play a tape recording for the Commission. He further stated he believed being discriminated against and talked of receiving citations and phonecalls that are threatening. Matter being handled by Legal.

Thereafter, the meeting was adjourned at 7:30 p.m.

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Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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W/6885M



# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW -  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
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Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
THURSDAY, JANUARY 14, 1993

## SPECIAL MEETING

ROOM 551  
4:00 p.m.

Taking of Evidence by Commissioner Clothilde Hewlett in  
the Disciplinary Charges filed against Patrol Special  
Calvin C. Wiley, Ingleside & Mission Police District (File  
No. C12-010 RAM)

(Continued from meeting of December 16, 1992)

RECEIVED BY THE HONORABLE J. J. HARRIS

JANUARY 14, 1993

SPECIAL MEETING

Police Commissioner Clothilde Hewlett conducted a special meeting on Thursday, January 14, 1993 at 4:00 p.m. in Room 551, Hall of Justice.

PROCEDURAL HEARING FOR TAKING OF EVIDENCE IN THE CHARGES AGAINST PATROL SPECIAL OFFICER CALVIN C. WILEY, INGLESIDE AND MISSION POLICE DISTRICTS

The hearing for taking of evidence in the disciplinary charges filed against Patrol Special Officer Calvin C. Wiley was called at 4:00 p.m., it having been set for this date.

Mr. Jerry Akins, Attorney at Law, appeared on behalf of the San Francisco Police Department.

Patrol Special Officer Calvin C. Wiley appeared in person and was represented by Mr. Clifton Jeffers, Attorney at Law.

Opening statements were made by Mr. Jerry Akins and Mr. Clifton Jeffers.

The following witnesses appeared for the Defense, were sworn and testified:

Mr. Prentice Sanders  
Mr. Rotea Gilford

The following witness appeared for the Prosecution, was sworn and testified:

Mr. Reynaldo Mendoza

The following exhibits were entered into evidence by the Defense:

Exhibit B1: Photograph 24th & Mission Streets

Exhibit B2: Photograph 24th & Mission Streets

The meeting was then adjourned at 5:30 p.m. to be continued on Wednesday, February 10, 1993 at 5:30 p.m. in Room 551, Hall of Justice, for the final argument and decision.

(The entire proceeding was taken in shorthand form by Ms. Linda Pransky, CSR.)



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Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JANUARY 20, 1993

EXECUTIVE SESSION

INGLESIDE DISTRICT  
CORPUS CHRISTI CHURCH HALL  
62 SANTA ROSA AVENUE AT ALEMANY BLVD

5:45 p.m.

Attorney Client Conference

a. Coming Up, Inc. vs. CCSF  
C92-3714

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

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# The Police Commission

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## CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JANUARY 20, 1993

REGULAR MEETING

INGLESIDE DISTRICT  
CORPUS CHRISTI CHURCH HALL  
62 SANTA ROSA AVENUE AT ALEMANY BLVD

6:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meeting of September 16, 1992
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Request of the Chief of Police for Approval for Supplemental Funds Amounting to \$3,754,742 to Fund Various Projected Salary Deficits in the Current Fiscal Year; Request to Reappropriate \$900,000 to Fund Various Projected Salary Deficits in the Current Fiscal Year
9. Submission of the Proposed Fiscal Year 1993-94 Police Department Budget
10. Presentation of Proposed OCC Budget for Fiscal Year 93/94
11. Recommendation of the Awards Committee
12. Captain Harlan Wilson, Commanding Officer of Ingleside Station, to Address the Commission on Police Activities in the Ingleside District
13. Public Comments

NOTE: There will be no Regular Meeting on January 27, 1993.  
The next meeting will be on February 3, 1993.





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# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

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ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CONSENT CALENDAR  
POLICE COMMISSION MEETING  
WEDNESDAY, JANUARY 20, 1993

1. Recommendation of the City Attorney for Settlement of the following claim:
  - a. Coming Up, Inc. vs. CCSF  
C92-3714







THE SAN FRANCISCO POLICE COMMISSION  
AND  
INGLESIDE POLICE STATION

CORDIALLY INVITE YOU TO ATTEND  
THE MONTHLY MEETING  
OF THE SAN FRANCISCO POLICE COMMISSION

WEDNESDAY, JANUARY 20, 1993  
6:00 PM

CORPUS CHRISTI CHURCH HALL  
62 SANTA ROSA AVENUE AT ALEMANY BLVD.

COME AND MEET  
THE SAN FRANCISCO POLICE COMMISSIONERS.

THERE WILL BE A PUBLIC COMMENT SESSION  
DURING THE HEARING.

FOR MORE INFORMATION, PLEASE CONTACT:

OFFICER LYNETTE HOGUE  
OR  
SERGEANT ANN CAZAHOUS

INGLESIDE COMMUNITY POLICE OFFICER PROGRAM

(415) 333-3433

PLEASE INVITE YOUR NEIGHBORS!

THE INGLESIDE POLICE COMMUNITY RELATIONS GROUP (PCR) WILL NOT MEET  
DURING THE MONTH OF JANUARY DUE TO THE POLICE COMMISSION HEARING  
BEING HELD IN THE INGLESIDE POLICE DISTRICT.



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JANUARY 20, 1993

EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met at Corpus Christi Church Hall, 62 Santa Rosa Avenue, on Wednesday, January 20, 1993 at 5:45 p.m. in Executive Session.

Attorney-Client Conference

Coming Up, Inc. vs. CCSF C92-3714

JANUARY 20, 1993

DISTRICT MEETING

The Police Commission of the City and County of San Francisco met at Corpus Christi Church Hall, 62 Santa Rosa Avenue, Ingleside District, on Wednesday, January 20, 1993 at 6:00 p.m. in a District Meeting.

PRESENT: Commissioners Hewlett, Low, Nelson and Rodriguez

ABSENT: Commissioner Detrick

Commissioner Low greeted the audience and introduced the Commission and Department's administration.

APPROVAL OF MINUTES OF MEETING OF SEPTEMBER 16, 1992

Approval of Minutes of Meeting of September 16, 1992, the Commissioners having received, approved and returned copies of same.

POLICE COMMISSION REPORT

Commissioner Hewlett asked that in three weeks we calendar Cultural Diversity Training update and discussed amount of minority and women in the Department. Chief Ribera stated we presently have one Hispanic and one Asian Deputy Chief and he discussed recent appointments and transfers of minorities and women to his staff. Commissioner Low announced the appointment of Commissioner Hewlett as chairperson and Commissioner Nelson as vice chair to the Intelligence Audit Committee and asked that they report back in four weeks regarding their audit. Commissioner Low then assigned the disciplinary cases regarding Sergeants Barsetti, Palada and Officers Lewis and Browne. Commissioner Low assigned that case to himself from the full commission. Commissioner Nelson asked that the Women's Facilities update be calendared at a future meeting, either in three or four weeks.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera discussed the Enforcement Programs. Captain Martel, Central Station, updated the Commission regarding prostitution program and stated numerous arrests have been made including customers of prostitutes and he thanked Deputy Chief Lau and Lieutenant Pisciotto of Vice for their assistance on prostitution crackdown. Chief Ribera also discussed use of the Mounted Unit in the areas of 16th and Mission, the Tenderloin and the Chinatown areas.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Alfreda Porter defers comments to Item No. 10.





REQUEST FOR SUPPLEMENTAL FUNDS AMOUNTING TO \$3,754,742 TO FUND VARIOUS PROJECTED SALARY DEFICITS IN THE CURRENT FISCAL YEAR; REQUEST TO REAPPROPRIATE \$900,000 TO FUND VARIOUS PROJECTED SALARY DEFICITS IN THE CURRENT FISCAL YEAR

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Lieutenant Larry Ryan, Fiscal Division, presented the budget request. Motion by Commissioner Rodriguez, second by Commissioner Hewlett. Matter approved.

RESOLUTION NO. 12-93

REQUEST FOR SUPPLEMENTAL FUNDS AMOUNTING TO \$3,754,742 TO FUND VARIOUS PROJECTED SALARY DEFICITS IN THE CURRENT FISCAL YEAR; REQUEST TO REAPPROPRIATE \$900,000 TO FUND VARIOUS PROJECTED SALARY DEFICITS IN THE CURRENT FISCAL YEAR

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WHEREAS, the Police Department projects salary deficits in the amount of \$4,654,742; and

WHEREAS, the Police Department projects salary surpluses in the amount of \$900,000; and

WHEREAS, the Police Department requires supplemental funds in the amount of \$3,385,000; therefore be it

RESOLVED, that the Police Commission approves a supplemental appropriation in the amount of \$4,654,742, including a reappropriation of \$900,000 in projected surpluses, for fiscal year 1992-93.

AYES: Commissioners Hewlett, Low, Nelson and Rodriguez  
ABSENT: Commissioner Detrick

SUBMISSION OF THE PROPOSED FISCAL YEAR 1993-94  
POLICE DEPARTMENT BUDGET

Lieutenant Larry Ryan, Fiscal Division, presented the proposed fiscal budget request. Motion by Commissioner Hewlett, second by Commissioner Rodriguez. Proposed budget approved.

RESOLUTION 13-93

SUBMISSION OF THE PROPOSED FISCAL YEAR 1993-94  
POLICE DEPARTMENT BUDGET

RESOLVED, that the Police Commission concurs with the Police Department's 1993-94 operating budget.

AYES: Commissioner Hewlett, Low, Nelson and Rodriguez  
ABSENT: Commissioner Detrick

PRESENTATION OF THE PROPOSED OCC BUDGET FOR FISCAL  
YEAR 93/94

Director Alfreda Porter briefed the audience about responsibility and duties of the Office of Citizen Complaints and presented the proposed budget for the upcoming fiscal year to the Commission. Motion by Commissioner Nelson, second by Commissioner Rodriguez. OCC budget approved.

RESOLUTION NO. 14-93PRESENTATION OF PROPOSED OCC BUDGET FOR FISCAL YEAR 93/94

RESOLVED, that the Police Commission approved the proposed OCC budget for Fiscal Year 93/94.

AYES: Commissioner Hewlett, Low, Nelson and Rodriguez

ABSENT: Commissioner Detrick

RECOMMENDATION OF THE AWARDS COMMITTEE

Commissioner Rodriguez discussed the meeting of the Awards Committee, praised the officers and their actions and recommended approval. Motion by Commissioner Hewlett, second by Commissioner Nelson. Recommendations of Awards Committee approved.

RESOLUTION NO. 15-93AWARDS GRANTED TO MEMBERS OF THE POLICE DEPARTMENT

WHEREAS, the following named members of the Police Department have been commended for courageous service under the provisions of General Order 0-5, Sections 1-A and 1-C of the San Francisco Police Department, as approved by the Awards Committee on Thursday, January 14, 1993; and

WHEREAS, Chief Anthony D. Ribera has recommended to the Police Commission that said members be rewarded under the provisions of Section 8.405(a)(4) of the Charter of the City and County of San Francisco; therefore be it

RESOLVED, that Officer Michael Connolly, Officer Jerome DeFillipo, Officer Francis Hogue and Officer Jose Pubill are hereby awarded the Gold Medals of Valor and granted rewards of \$500.00 each, as provided under said Section of the Charter; and be it further

RESOLVED, Sergeant Anthony Fotinos and Sergeant Peter Thoshinsky are hereby awarded the Silver Medals of Valor and granted rewards of \$300.00 each, as provided for under said Section of the Charter; and be it further

RESOLVED, that Lt. Gregory Corrales, Sergeant Dirk Beijen, Officer Mark Ballard, Officer Joe Bannon, Officer Rosemary Castro, Officer David Elliott, Officer Craig Farrell, Officer Michael Fernandez, Officer Robert Frazier, Officer James Lewis, Officer Robert Link, Officer Bud Massey, Officer John Meek, Officer Susan Meyer, Officer John Miller, Officer Stephen Murphy, Officer Kevin Needham, Officer Michael Philpott, Officer John Syme and Officer Roland Tolosa be, and are hereby awarded the Bronze Medals of Valor and granted rewards of \$150.00 each, as provided for under said Section of the Charter; and be it further

RESOLVED, that Sergeant John Bisordi, Sergeant Lucio Perez, Sergeant Mike Puccinelli, Sergeant Philip Tummarello, Insp. James Bergstrom, Insp. Anthony Camilleri, Insp. Mark Gamble, Insp. Steve Gudel, Insp. Samuel Hamilton, Insp. Dennis Maffei,



Insp. Gary Jimenez, Insp. Nicholas Klimenko, Insp. David Shinn, Insp. Robert G. Sudano, Officer Lorin Dubour, Officer James Escobar, Officer Neal Griffin, Officer James Ludlow, Officer Richard Pate, Officer Harry Pearson, Officer Mark Porto, Officer Steve Quon, Officer Stephen Rist, Officer David Seid, Officer Thomas Vellone, Officer Quentin Yaranon, Ms. Wendy Chong, Officer Kevin Dempsey\*, and Officer Michael Moran\*, (\* denotes two Meritorious Conduct Awards) be, and are hereby awarded Meritorious Conduct Awards and granted rewards of \$150.00 each, as provided for under said Section of the Charter.

AYES: Commissioners Hewlett, Low, Nelson and Rodriguez

ABSENT: Commissioner Detrick

CAPTAIN HARLAN WILSON, COMMANDING OFFICER OF INGLESIDE STATION, TO ADDRESS THE COMMISSION ON POLICE ACTIVITIES IN THE INGLESIDE DISTRICT

Captain Wilson, Ingleside District, addressed the audience regarding the police activity in the Ingleside, the problems, the efforts of the station personnel regarding problems in the district and also discussed the CPOP program.

PUBLIC COMMENTS

Minnie Ward, OMI, discussed the crime problems in the district and also talks of drugs and gambling.

Unidentified resident of Plymouth and Sadowa discussed crime threats in the area, gambling and drug dealing.

Jackie Pinafore, resident Faxon Street, discussed crime on Faxon and Holloway, drug dealing on Faxon and Grafton and also Randolph and Ramsel.

Unidentified resident discussed crime on Broad and Capital streets, shootings and prostitutions.

Ron Madison discussed drug activity in Holloway and Plymouth.

Bob Sans, member of OMI, discussed problems after police redistricting and talked of no visible police in the area.

Barbara Fuget commended the CPOP officers and discussed possible insensitivity for CPOP officers. She also discussed lack of prosecution by district attorney's office.

Marianne Aird commended the CPOP officer and talked of recent transfers of captains at the Ingleside Station. Talked of the need for more uniformed officers on the street; talked of serious statistics and graffiti problem in Ingleside.

Tom Lore, resident Excelsior Playground area, commended Captain Martel for his efforts in Ingleside while assigned there as captain.

Mickey Saxon, Northwest Bernal resident, discussed problems since police redistricting, the need for more officers; curfew problems and also drug problems.

Will Cole, Cain/Lakeview Association, commended the officers from Ingleside and discussed crime in the area.

Anthony Sacco welcomes the Commission to the district and talked of crime in the area.

Maxine Brick commend the CPOP officers and talked of a drug house in the area and recent arrests.

Maurice, resident, commended Captain Gleeson and Captain Philpott for their efforts while captain in the district and commended the CPOP program and asked that the CPOP program be expanded and more people assigned.

Helen Helfer commended Sgt. Ann Cazahous and Officer Lynette Hogue for their efforts as CPOP officers and efforts in dealing with the community.

Jose Carantito discussed problems in the district.

Carlos Winborn, member OMI, discussed problems with dispatch and also crime problems in the area.

Tony Llama, merchant Courtland Avenue, commended the officers assigned to CPOP and commended the Commission and the department and discussed problem of payphones on street and business areas.

Lawrence Baptiste commended and thanked the members of the Ingleside.

Katherine Bonbrouski discussed concerns and problems in the Sutter and Stockton area.

Commissioner Low then introduced Bob Podesta, DA's office. Bob Podesta then addressed the audience regarding the District Attorney's actions regarding problems in the area and addressed questions from the audience regarding various issues.

Thereafter, the meeting was adjourned at 9:05 p.m.



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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FEB 2 1993

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PUBLIC LIBRARY

///  
CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, FEBRUARY 3, 1993  
///

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

EXECUTIVE SESSION

ROOM 505-2  
5:00 p.m.

Attorney Client Conference

- a. Danielle L. Goldman v. CCSF, et al
- b. 54956.9(b)(1)







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# The Police Commission

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## CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, FEBRUARY 3, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meeting of September 23, 1992
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Request of the Chief of Police for Approval to Modify the Proposed Fiscal Year 1993-94 Police Department Budget by Adding Two New Communications Positions
9. Request of the Chief of Police for Approval for Supplemental Funds Amounting to \$350,000 to Provide Additional Funding for the Senior Escort Program's Salaries and Fringe Benefits
10. Request of Police Officer Michael Evanston to Withdraw his Appeal of the Chief's Suspension
11. Request of OCC Director for Approval to Lift Z Classification for the Investigative Staff
12. Hearing on Charges Filed Against Patrol Special Officer Calvin C. Wiley, Ingleside and Mission Police Districts
13. Request of the Chief of Police for Approval of Sale and Transfer of Patrol Beat No. 147 from PSO Alfred Greci to PSO Calvin Wiley



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# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS continued  
POLICE COMMISSION MEETING  
WEDNESDAY, FEBRUARY 3, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

14. Report of Intelligence Review Committee
15. Public Discussion regarding OCC Policy Recommendations;  
(1) Certificate of Release; (2) Stranded Motorists; (3)  
Officer-Involved Vehicular Accidents; (4) Citizen Arrest  
Procedures; (5) Citation Completion Training
16. Public Comments







# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CONSENT CALENDAR  
POLICE COMMISSION MEETING  
WEDNESDAY, FEBRUARY 3, 1993

1. Recommendation of the City Attorney for Settlement of the following claim:
  - a. Danielle L. Goldman v. CCSF et al \$7,500.00
2. Request of the Chief of Police for Approval of Taxicab Permit for Mr. Vernell Crittendon



FEBRUARY 3, 1993

EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street, on Wednesday, February 3, 1993 at 5:00 p.m. in an Executive Session.

PRESENT: Commissioners Hewlett, Nelson, Rodriguez  
ABSENT: Commissioner Detrick and Low

FEBRUARY 3, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, February 3, 1993 at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Hewlett, Nelson, Rodriguez  
ABSENT: Commissioner Detrick  
LATE: Commissioner Low arrived at 8:40 p.m.

APPROVAL OF MINUTES OF MEETING OF SEPTEMBER 23, 1992

Approval of Minutes of Meeting of September 23, 1992, the Commissioners having received, approved and returned copies of same.

APPROVAL OF CONSENT CALENDAR

RESOLUTION NO. 20-93

DANIELLE L. GOLDMAN v. CCSF, et al

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Danielle L. Goldman v. CCSF, et al" in Municipal Court No. 080-021 in the amount of \$7,500.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: April 11, 1992

AYES: Commissioners Low, Hewlett, Nelson and Rodriguez  
ABSENT: Commissioner Detrick

RESOLUTION NO. 21-93

TAXICAB PERMIT APPLICATION OF VERNELL CRITTENDON

WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that Vernell Crittendon, based on his application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to Vernell Crittendon.

AYES: Commissioners Hewlett, Low, Nelson,  
Rodriguez

ABSENT: Commissioner Detrick

#### POLICE COMMISSION REPORT

Meeting on February 17th will be a District Meeting. There will be no meeting on February 24th.

#### CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera briefed the Commission regarding a shooting after an academy graduation. Chief stated Management Control Division and Commander Philpott presently investigating and will report back with information received.

#### OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

John Parker, filling in for Director Porter, asked that Item No. 15 on the calendar, OCC Policy Recommendations, be put over to February 10.

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO MODIFY THE PROPOSED FISCAL YEAR 1993-94 POLICE DEPARTMENT BUDGET BY ADDING TWO NEW COMMUNICATIONS POSITIONS

Put over to February 10, 1993.

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL FOR SUPPLEMENTAL FUNDS AMOUNTING TO \$350,000 TO PROVIDE ADDITIONAL FUNDING FOR THE SENIOR ESCORT PROGRAM'S SALARIES AND FRINGE BENEFITS

Put over to February 10, 1993.

#### RESOLUTION NO. 16-93

REQUEST FOR WITHDRAWAL OF APPEAL OF THE CHIEF'S SUSPENSION IMPOSED ON OFFICER MICHAEL EVANSON, NORTHERN STATION

WHEREAS, a letter was received from Mr. Stephen Whitmore, Attorney at Law, representing Officer Michael Evanson, Northern Station, requesting withdrawal of appeal of the Chief's suspension imposed on Officer Michael Evanson; therefore be it

RESOLVED, the request for withdrawal of appeal of the Chief's suspension imposed on Officer Michael Evanson, Northern Station, is hereby approved.

AYES: Commissioners Hewlett, Low, Nelson,  
Rodriguez

ABSENT: Commissioner Detrick

#### RESOLUTION NO. 17-93

REMOVAL OF "Z" CLASSIFICATION - OFFICE OF CITIZEN COMPLAINTS



RESOLVED, that the Police Commission requests "Z" classification attached to members of the Office of Citizen Complaints, with the exception of the Director and Senior Staff Attorney, be removed.

AYES: Commissioners Hewlett, Low, Nelson,  
Rodriguez  
ABSENT: Commissioner Detrick

HEARING ON CHARGES FILED AGAINST PATROL SPECIAL  
OFFICER CALVIN C. WILEY, INGLESIDE AND MISSION  
POLICE DISTRICTS

Attorney Jerry Akins, Management Control Division, made a motion to withdraw the charges against Calvin Wiley. Matter approved by the Commission.

RESOLUTION NO. 18-93

HEARING ON CHARGES FILED AGAINST PATROL SPECIAL  
OFFICER CALVIN C. WILEY, INGLESIDE AND MISSION  
POLICE DISTRICTS

The hearing of Patrol Special Officer Calvin C. Wiley, Ingleside and Mission Police Districts, was called it having been set for this date. Patrol Special Officer Calvin C. Wiley was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Engaging in conduct which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the Department (violation of Rule 2.13 of the Rules and Procedures for Patrol Special Officers of the San Francisco Police Department);

SPECIFICATION NO. 2

Failure to obey the lawful order of a superior officer (violation of Rule 2.45 of the Rules and Procedures for Patrol Special Officer of the San Francisco Police Department).

and

WHEREAS, a motion was made by the Department to withdraw the charges in the matter of Patrol Special Officer Calvin C. Wiley; therefore be it

RESOLVED, that the Department's motion to withdraw the charges in the matter of Patrol Special Officer Calvin C. Wiley is granted and the matter is ordered off calendar.

AYES: Commissioners Hewlett, Low, Nelson,  
Rodriguez  
ABSENT: Commissioner Detrick

APPROVAL OF SALE AND TRANSFER OF PATROL BEAT NO. 147  
FROM PSO ALFRED GRENCI TO PSO CALVIN WILEY

Motion by Commissioner Hewlett, second by Commissioner Rodriguez. Matter approved.

RESOLUTION NO. 19-93

APPROVAL OF SALE AND TRANSFER OF PATROL BEAT NO. 147  
FROM PSO ALFRED GRENCI TO PSO CALVIN WILEY

WHEREAS, Patrol Special Officer Alfred Greci requested permission to sell and transfer Patrol Special Beat No. 147 to Patrol Special Officer Calvin Wiley; and

WHEREAS, Patrol Special Officer Alfred Greci and Patrol Special Officer Calvin Wiley have entered in an agreement for the transfer of Beat 147; and

WHEREAS, all requirements of Rule 1.53 of the current Rules and Procedures of Patrol Special Officers have been met; now, therefore, be it

RESOLVED, that ownership of Patrol Special Beat No. 147 is transferred from Alfred Greci to Calvin Wiley and that Alfred Greci's status as a Patrol Special Officer is hereby revoked.

AYES: Commissioners Hewlett, Low, Nelson,  
Rodriguez

ABSENT: Commissioner Detrick

#### REPORT OF INTELLIGENCE REVIEW COMMITTEE

Motion by Commissioner Rodriguez, second by Commissioner Low to appoint Commissioners Hewlett and Nelson to the Intelligence Review Committee. Discussion followed regarding special investigator assistant to assist organizations and individuals may access information except that which would jeopardize the investigation. Discussion regarding Inspector Thomas Gerard's case district attorney is investigating and the documents are sealed. Commissioner Hewlett described procedures that are taking place. Commissioner Hewlett stated that at the time, then Chief Richard Hongisto, authorized has authorized to investigate the Rodney King riots. Commissioner Low then addressed the audience regarding the role of the Police Commission, the policy and the Commission's duties regarding the Intelligence Review Audit.

PUBLIC DISCUSSION REGARDING OCC POLICY  
RECOMMENDATIONS; (1) CERTIFICATE OF RELEASE; (2)  
STRANDED MOTORISTS; (3) OFFICER-INVOLVED VEHICULAR  
ACCIDENTS; (4) CITIZEN ARREST PROCEDURES; (5)  
CITATION COMPLETION TRAINING

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Put over to February 10th.

#### PUBLIC COMMENTS

Christina Totah, Arab Merchant Community, asked for investigation by an independent auditor and discussed Guidelines Intelligence Policy and discussed not destroying the documents.

John Crew, ACLU, discussed action by the Commission regarding Intelligence Review Policy, questions and procedures regarding Gerard case; procedure for Commission investigation on the Intelligence Review.

Sean McGaffin, Attorney/Irish Community, discussed concerns of the Irish community regarding the investigation; discussed files to be destroyed, procedure for destruction and asked for investigation files from 1988.

Concern Arab American asked the department send certified letters to all individuals involved in the investigation.

John Donahue, Irish community, discussed supervisor of Inspector Gerard and asked the Commission to make a statement and asked more people on the Review Committee from the outside community.

Minnie Jabon, Human Rights Commission, discussed the Tom Gerard investigation and asked that information gathered be shared with the community and offered the help of the Human Rights Commission.

Paul Vacarelli asked the Commission to ask the Chief to discuss further the 410 fix watch-off program.

Walter Johnson offered to sit down and negotiate with the Chief and POA and asked for postponement of implementation of fix watch off program.

Susan Rosenthal, SEIU General Hospital.

Jim Ferguson, Firefighter's Union, asked the Chief to sit with the POA.

Stan Smith, Building and Trades Council, asked Commission to have Chief sit down with POA and negotiate.

James Ahern, Firefighter's Union.

Elen Mendelson, wife of officer, discussed effect on family and asked the Commission to stop 4/10 change.

Glenda Powell, Mission Neighbors, asked to negotiate change.

Anna Lee, Ingleside Station.

Lee Milatello, Northern Station, can't change schedule.

Lieutenant Jack Ballentine, Potrero Station, asked to negotiate situation.

Pat Barsetti, wife of officer, asked the Chief to reconsider.

James Taylor, don't change current 4/10 plan.

Eileen Murphy, officer, against change.

Sergeant Bill Darr, Ingleside, against change.

Elizabeth Rohrs, wife of officer, against change.

Officer William Murray, keep 4/10 plan.

Joe McCloskey, keep 4/10 plan.

Officer Robin Matthews, keep 4/10 plan.

Officer Brian Olcemyndy, keep 4/10 plan.

Officer Dean Sorgie, keep present 4/10/ plan.

Officer Phil Gonzales, Taraval, keep 4/10 plan.

Officer Dominic Salias, keep 4/10.

Officer Enrico Perucci, keep 4/10.

Officer Deborah King, Central, keep 4/10.

Officer John Robinson, Ingleside, keep 4/10.

Officer Pat Mullins, Northern, keep 4/10.

Inspector Laurel Hall, keep 4/10.

Officer Valerie Matthews, keep 4/10.

Officer Sally Dehaven, keep 4/10.

Officer Martin Laylor, keep 4/10.

Officer Mike Favette, keep 4/10.

Officer Dan Lyden, TTF, keep 4/10.

Sergeant Tom Perdue, Richmond, keep 4/10.

Sergeant Carrie Lucas, Mission, keep 4/10.

Officer Richard ?, Mission, keep 4/10.

Officer Damon Williams, Ingleside, keep 4/10.

Officer Brian Canado, keep 4/10.

Al Triguieiro, President POA, addressed the Commissions and asked the Commission and the Chief to sit down and negotiate further.

Break was taken at 8:05 p.m. After break, Commissioner Low expressed his appreciation of all Commissioners for their concerns regarding the officers and he stated that after discussion that the Commission believed that the fix watch-off is a management matter regarding fiscal concerns and



that the Commission can not act or make a decision because the matter was not on the regular calendar. Commissioner Hewlett discussed lack of action due to not being calendared. Commissioner Nelson deferred the comments to the Chief to consider comments made by all the officers and family members of the officer.

Thereafter, the meeting was adjourned at 8:40 p.m.



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Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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FEBRUARY 10 1993

REGULAR MEETING



The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, FEBRUARY 10, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

EXECUTIVE SESSION

ROOM 505-2  
5:15 p.m.

Attorney Client Conference

a. Paul Johngrass v. CCSF, et al





FEBRUARY 10 1993

REGULAR MEETING



# The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, FEBRUARY 10, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meeting of September 30, 1992
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Request of the Chief of Police for Approval to Modify the Proposed Fiscal Year 1993-94 Police Department Budget by Adding Two New Communications Positions
9. Request of the Chief of Police for Approval for Supplemental Funds Amounting to \$350,000 to Provide Additional Funding for the Senior Escort Program's Salaries and Fringe Benefits
10. Discussion regarding Women's Facilities
11. Public Discussion regarding OCC Policy Recommendations;  
(1) Certificate of Release; (2) Stranded Motorists; (3) Officer-Involved Vehicular Accidents; (4) Citizen Arrest Procedures; (5) Citation Completion Training
12. Public Comments



FEBRUARY 10 1993

DEBATED MEETING



# The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

## CONSENT CALENDAR POLICE COMMISSION MEETING WEDNESDAY, FEBRUARY 10, 1993

1. Recommendation of the City Attorney for Settlement of the following claim:
  - a. Paul Johngrass v. CCSF \$20,000.00
2. Request of the Chief of Police for Approval of Taxicab Permit for Mr. Rene Deliege
3. Receipt of Police Files Relating to Democratic National Convention Litigation



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FEBRUARY 10, 1993EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street, on Wednesday, February 10, 1993 at 5:15 p.m. in an Executive Session.

Attorney-Client Conference

Paul Johngrass v. CCSF, et al

FEBRUARY 10, 1993REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, February 10, 1993 at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Hewlett, Low, Rodriguez

ABSENT: Commissioners Detrick and Nelson

APPROVAL OF MINUTES OF MEETING OF SEPTEMBER 30, 1992

Approval of Minutes of Meeting of September 30, 1992, the Commissioners having received, approved and returned copies of same.

APPROVAL OF CONSENT CALENDARRESOLUTION NO. 22-93

PAUL JOHNGRASS v. CCSF, et al

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Paul Johngrass v. CCSF, et al" in Superior Court No. 932-380 in the amount of \$20,000.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: December 21, 1990

AYES: Commissioners Hewlett, Low and Rodriguez  
ABSENT: Commissioners Detrick and Nelson

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL OF TAXICAB PERMIT FOR MR. RENE DELIEGE

Put over one week.

POLICE COMMISSION REPORT

Commissioner Low announced that the meeting next week is scheduled for the Park District.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera discussed the enforcement policy for Northern and Park and stated that crime rate for the first six weeks of the year of Part 1 crime is down. He talked of investigation regarding recruits possible involved in the shooting. Management Control continuing investigation. He also indicated press conference scheduled for Friday, February 5th with other city agencies regarding proceeding with the Tenderloin Revitalization grant and the Chief also talked of the 4/10 fixed watch which is to start February 13th and that he will continue to work with officers and groups.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

John Parker, OCC, discussed in quantity staffing and the replacement process regarding vacancies. He stated that there is no approval fill any vacancies and asked the Commission, the Chief and the Mayor to support the effort regarding filling of vacancies.

John Crew, ACLU, addressed the Commission regarding concerns of lack of investigators in the OCC and the budget concerns regarding filling of those vacancies.

RESOLUTION NO. 23-93

APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO MODIFY THE PROPOSED FISCAL YEAR 1993-94 POLICE DEPARTMENT BUDGET BY ADDING TWO NEW COMMUNICATIONS POSITIONS

---

RESOLVED, that the Police Commission concurs with the addition of two new 911 - Communications Dispatch Center positions in the Police Department's 1993-94 budget.

AYES: Commissioners Hewlett, Low and Rodriguez  
ABSENT: Commissioners Detrick and Nelson

RESOLUTION NO. 24-93

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO \$350,000 TO PROVIDE ADDITIONAL FUNDING FOR THE SENIOR ESCORT PROGRAM'S SALARIES AND FRINGE BENEFITS

---

WHEREAS, the Senior Escort Program will be expend all 1992-93 salary funds by approximately April 1, 1993, and;

WHEREAS, the Senior Escort Program will make certain economics in its operations, therefore be it

RESOLVED, that the Police Commission approves a supplemental appropriation in the amount of \$350,000.00 for the Senior Escort Program for Fiscal Year 1992-93.

AYES: Commissioners Hewlett, Low and Rodriguez  
ABSENT: Commissioners Detrick and Nelson

DISCUSSION REGARDING WOMEN'S FACILITIES

Put over to March 3, 1993.

PUBLIC DISCUSSION REGARDING OCC POLICY RECOMMENDATIONS; (1) CERTIFICATE OF RELEASE; (2) STRANDED MOTORIST; (3) OFFICER-INVOLVED VEHICULAR ACCIDENTS; (4) CITIZEN ARREST PROCEDURES; (5) CITATION COMPLETION TRAINING

---

Eli Aramburo, OCC, discussed recommendation of OCC. Commissioner Low asked the city attorney to look at the recommendations and Chief Ribera talked of meeting with Director Porter and commended her actions and efforts and her recommendations. OCC recommendations then calendared on the Consent Calendar for March 3rd after review of the city attorney.

PUBLIC COMMENTS

John Crew, ACLU, discussed the Intelligence Policy Civil Disturbance Guidelines and the Gerard investigation.

John Antwhistel, member of the Drug Abuse Advisory Counsel, discussed with the Commission and asked for support for the marijuana use for medical purposes, Proposition P passed in 1991. He referred to the Board of Supervisor's Resolution 741-92. He asked for the meeting with the Chief and asked the matter be calendared for a later date. Lt. Donohoe, Legal Division, responded regarding the background of Proposition P and stated that the department and the district attorney classifies the enforcement of marijuana for medical purposes as a low priority issued.

Thereafter, the meeting was adjourned at 6:45 p.m.



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Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
TUESDAY, FEBRUARY 23, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

EXECUTIVE SESSION

ROOM 505-2  
6:00 p.m.

Attorney-Client Conference

- a. Government Code Section 54956.9 (b) (1)
- b. Personnel Matter  
Government Code Section 54957







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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
SUNDAY, FEBRUARY 28, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

EXECUTIVE SESSION

ROOM 505-2  
2:00 p.m.

Personnel Matter

Government Code Section 54957



24  
FEBRUARY 23, 1993

EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street, on Tuesday, February 23, 1993 at 6:00 p.m. in an Executive Session.

Attorney-Client Conference

Government Code Section 54956.9(b)(1)  
Personnel Matter Government Code Section  
54957

PRESENT: Commissioners Hewlett, Low, Nelson,  
Rodriguez

ABSENT: Commissioner Detrick

FEBRUARY 28, 1993

EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street, on Sunday, February 28, 1993 at 2:00 p.m. in an Executive Session.

Personnel Matter

Government Code Section 54957

PRESENT: Commissioners Hewlett, Low, Nelson,  
Rodriguez

ABSENT: Commissioner Detrick

Thereafter, the meeting was adjourned.



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Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, MARCH 3, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

EXECUTIVE SESSION

ROOM 505-2  
5:15 p.m.

Attorney-Client Conference

a. Cee Dent vs. CCSF, et al





The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, MARCH 3, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meeting of October 7, 1992
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Assignment of a Commissioner and Setting of Date to Conduct Taking of Evidence in the Disciplinary Charges filed against Police Officer James P. Lassus, Central Station (File No. EAC 12-159)
7. Assignment of a Commissioner and Setting of Date to Conduct Taking of Evidence in the Disciplinary Charges filed against Police Officer Steven R. Shanahan, Richmond Station (File No. EAC 12-160)
8. Assignment of a Commissioner and Setting of Date to Conduct Taking of Evidence in the Disciplinary Charges filed against Police Officer David M. Smith, Field Operations Bureau/Park Station (File C23-144 JWA)
9. Chief's Report to the Police Commission
10. OCC Director's Report to the Police Commission
11. Request of the Chief for Approval of Supplemental Appropriation to Fund a Projected Deficit in Worker's Compensation amounting to \$377,859.00
12. Status and Discussion regarding Cultural Diversity Training
13. Public Comments





The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CONSENT CALENDAR  
POLICE COMMISSION MEETING  
WEDNESDAY, MARCH 3, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Approval of OCC Policy Recommendations:
  - a. Certificate of Release
  - b. Stranded Motorists
  - c. Officer-Involved Vehicular Accidents
  - d. Citizen Arrest Procedures
  - e. Citation Completion Training
2. Request of Deputy Chief Fred Lau, Inspector's Bureau, for Approval to Accept a Gift of Five Hundred (500) Business Cards from Mr. Glen Tom, President of Chinatown Merchants Association
3. Request of the Chief of Police for Approval of Taxicab Permit for Mr. Rene Deliege
4. Recommendation of the City Attorney for Settlement of the following claim:
  - a. Cee Dent vs. CCSF, et al \$15,000.00





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CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID G. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY F. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

/// CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
MARCH 3, 1993

EXECUTIVE SESSION

ROOM 505-2  
8:00 p.m.

Attorney-Client Conference

- a. Government Code Section 54956.9 (b) (1)
- b. Personnel Matter  
Government Code Section 54957



MARCH 3, 1993EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street, on Wednesday, March 3, 1993 at 5:15 p.m. in an Executive Session.

Attorney-Client Conference

Cee Dent vs. CCSF, et al

PRESENT: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

MARCH 3, 1993REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, March 3, 1993, at 5:30 p.m. in a Regular Meeting.

Commissioner Feinstein now a member.  
Commissioner Low welcomed Commissioner Feinstein as a member of the Police Commission and addressed regarding schedule of meetings. Commissioner Rodriguez is appointed by Commissioner Low to the 911 Review Committee and to the selection committee of the My Favorite Cop award.

PRESENT: Commissioners Feinstein, Hewlett, Low  
Rodriguez

ABSENT: Commissioner Detrick

APPROVAL OF MINUTES OF MEETING OF OCTOBER 7, 1992

Approval of Minutes of Meeting of October 7, 1992, the Commissioners having received, approved and returned copies of same.

APPROVAL OF CONSENT CALENDAR

APPROVAL OF OCC POLICY RECOMMENDATIONS: (A)  
CERTIFICATE OF RELEASE (B) STRANDED MOTORISTS (C)  
OFFICER-INVOLVED VEHICULAR ACCIDENTS (D) CITIZEN  
ARREST PROCEDURES (E) CITATION COMPLETION TRAINING

Put over to March 10, 1993.

RESOLUTION NO. 29-93

APPROVAL TO ACCEPT A GIFT OF FIVE HUNDRED (500)  
BUSINESS CARDS FROM MR. GLEN TOM, PRESIDENT OF  
CHINATOWN MERCHANTS ASSOCIATION, FOR DEPUTY CHIEF  
FRED LAU

RESOLVED, the Police Commission hereby approves the request of Deputy Chief Fred Lau, Inspectors Bureau, to accept a gift of five hundred (500) business cards from Mr. Glen Tom, President of Chinatown Merchants Association.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

RESOLUTION NO. 30-93

TAXICAB PERMIT APPLICATION OF RENE DELIEGE

WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that Rene Deliege, based on his application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to Rene Deliege.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

RESOLUTION NO. 31-93

CEE DENT vs. CCSF, et al

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Cee Dent vs. CCSF, et al" in Superior Court No. 937-833 in the amount of \$15,000.00 as a result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 3, 1991

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

POLICE COMMISSION REPORT

None

RESOLUTION NO. 25-93

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO  
CONDUCT TAKING OF EVIDENCE IN THE DISCIPLINARY  
CHARGES FILED AGAINST POLICE OFFICER JAMES P.  
LASSUS, CENTRAL STATION

WHEREAS, the assignment of a Commissioner and setting of a date to conduct taking of evidence in the disciplinary charges filed against Officer James P. Lassus, Central Station, was called it having been set for this date; and



WHEREAS, Commissioner Katherine A. Feinstein is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Lassus; therefore be it

RESOLVED, that Commissioner Feinstein is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Lassus and is to be set at a later date.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

RESOLUTION NO. 26-93

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE FOR TAKING OF EVIDENCE IN THE DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER STEVEN R. SHANAHAN, RICHMOND STATION

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WHEREAS, the assignment of a Commissioner and setting of a date to conduct taking of evidence in the disciplinary charges filed against Officer Steven R. Shanahan, Richmond Station, was called it having been set for this date; and

WHEREAS, Commissioner Katherine A. Feinstein is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Shanahan; therefore be it

RESOLVED, that Commissioner Feinstein is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Shanahan and is to be set at a later date.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

RESOLUTION NO. 27-93

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO CONDUCT TAKING OF EVIDENCE IN THE DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER DAVID M. SMITH, FIELD OPERATIONS BUREAU/PARK STATION

---

WHEREAS, the assignment of a Commissioner and setting of date to conduct taking of evidence in the disciplinary charges filed against Police Officer David M. Smith, FOB/Park Station; and

WHEREAS, Commissioner Anthony P. Rodriguez is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Smith; therefore be it

RESOLVED, that Commissioner Rodriguez is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Smith and is to be set at a later date.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

CHIEF'S REPORT TO THE POLICE COMMISSION

Captain Martel, Central Station, addressed the Commission regarding the Enforcement Program in the Central District. Geary Recorder states a total 176 arrests including prostitution, narcotics and other miscellaneous arrests. He also discussed Northbeach Project, narcotic activities and arrests made in that area. He also discussed problems in the Chinatown area. Captain Richard Cairns, Northern Station, discussed the Enforcement Program, drugs, gang activity in the Western Edition area. Saturation team to deal with the problems. Numerous arrests made, citations issued for crime activity and narcotic violations. He also discussed the new youth basketball program in the district. Chief Ribera then discussed March Enforcement Program to be conducted in Southern District. Captain Yalon, Southern Station, concentrate 6th Street area and 9th and Mission area and also an Enforcement Program on weekend areas populated by nightclub activities. Captain Suttmeier, Richmond Station, discussed Enforcement Program regarding narcotics in housing projects Post and Baker Streets, burglary problems in the Geary/Clement area and traffic enforcement in the Park Presidio Blvd.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

No matter to discuss with the Commission this evening.

RESOLUTION NO. 28-93

APPROVAL OF SUPPLEMENTAL APPROPRIATION TO FUND A PROJECTED DEFICIT IN WORKER'S COMPENSATION AMOUNTING TO \$377,859.00

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WHEREAS, the Police Department incurred workers compensation costs of \$5,676,315 in Fiscal Year 1991-92; and

WHEREAS, the Police Department had requested \$6,571,057 for fiscal year 1992-93; and

WHEREAS, that amount was cut to \$5,071,057; and

WHEREAS, the Police Department has been advised by the Employees' Retirement System that our 1992-93 workers' compensation cost will be approximately \$5,448,916; and

WHEREAS, the Employees' Retirement System requests that the Police Department submit a supplemental appropriation in the amount of \$377,859, to cover a projected deficit in workers' compensation costs; therefore be it

RESOLVED, that the Police Commission approves a supplemental appropriation in the amount of \$377,859 to fund a projected workers' compensation deficit in Fiscal Year 1992-93.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

## STATUS AND DISCUSSION REGARDING CULTURAL DIVERSITY TRAINING

Put over to March 17, 1993.

Commissioner Hewlett made a motion that a need arose to appoint another Commissioner for the Intelligence Audit Committee. Motion was approved. Motion by Commissioner Rodriguez. Second by Commissioner Hewlett that new Commissioner Feinstein be appointed as vicechair to the Intelligence Audit Committee.

### PUBLIC COMMENTS

Jerry Clark, Natoma Street Association, addressed the Commission regarding Officer Joanne Welsh's accusations and asked the Commission to appoint a new spokesperson for the department. He also discussed drug concerns in his area of residence and thanked the Police for their efforts and actions in the Southern District.

Courtland Halter addressed the Commission regarding sexual harassment charge made by Officer Joanne Welsh against Chief Ribera and talked of the past problem when contacting Welsh when she was assigned to Mission Station. He asked that Welsh be remove from the department.

Frank Winston, MidMarket UN Plaza Organization, stated that the change in the downtown area has been for the worst. More drugs and more prostitution in recent months and asked for improvement and enforcement in the area.

Regular meeting was then concluded.

MARCH 3, 1993

### EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street after the Regular Meeting of March 3, 1993 at 8:00 p.m. in an Executive Session.

#### Attorney-Client Conference

Government Code Section 59456.9(b)(1)  
Personnel Matter  
Government Code Section 54957

Commission met after brief recess. Commissioner Low made a statement regarding Executive Session regarding the sexual harassment charges against Chief Ribera and the inquiry regarding the actions of Supervisor Maher. Commissioner Low stated Commission concluded they did not believe there was enough evidence of sexual harassment against the Chief and further they will not initiate any charges and they recommended that Officer Joanne Welsh be transferred to a less stressful position. Four to nothing vote. They also voted 4-0 not to take any action against Officer Welsh that the matter was of a personal nature and no records will be made public. Regarding the inquiry into actions by Supervisor Maher, Commissioner Low stated that the Commission has limited powers regarding the inquiry. They would release documents tomorrow afternoon regarding the investigation. Commissioner Low then polled the Commission regarding their vote in the Officer Welsh sexual harassment accusation and also release of records regarding Supervisor Maher's inquiry. Mayor Frank Jordan was also



present at this time and thanked the Commission for their efforts in the investigation and inquiry and made a statement to the medial and public.

Thereafter, the meeting was adjourned.



Lieutenant Manuel Barretta  
Secretary

THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

111 CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, MARCH 10, 1993

EXECUTIVE SESSION

ROOM 505-2  
5:15 p.m.

Attorney-Client Conference

a. Francesca Matrazzo, et al vs. CCSF, et al



THE POLICE COMMISSION



# The Police Commission

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## CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, MARCH 10, 1993

### REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meeting of October 21, 1992
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Assignment of a Commissioner and Setting of Date to Conduct Taking of Evidence in the Disciplinary Charges filed against Police Officer Andrew J. Bates, Record Section (File No. C23-125 JWA)
7. Chief's Report to the Police Commission
8. OCC Director's Report to the Police Commission
9. Request of the Chief of Police for Approval to Release \$2,000,000.00 in Reserved Funds and Approval of Supplemental Appropriation in the amount of \$2,357,000.00 in earned interest from the "Police Facility Improvement Bond"
10. Request of the Chief of Police for Approval of Amendment to Administrative Code to Add Section 10-169-9 which will Establish a Revolving Fund of \$60,000.00 to Reimburse Members for Police Department Travel Expenses
11. Public Comments

THE POLICE COMMISSION



# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

DORIAN PETERS NELSON  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CONSENT CALENDAR  
POLICE COMMISSION MEETING  
WEDNESDAY, MARCH 10, 1993

1. Approval of OCC Policy Recommendations:
  - a. Certificate of Release
  - b. Stranded Motorists
  - c. Officer-Involved Vehicular Accidents
  - d. Citizen Arrest Procedures
  - e. Citation Completion Training
2. Recommendation of the City Attorney for Settlement of the following claim:
  - a. Francesca Matarazzo, et al vs. CCSf, et al \$15,500.00





MARCH 10, 1993EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street, on Wednesday, March 10, 1993 at 5:15 p.m. in an Executive Session.

Attorney-Client Conference

Francesca Matarazzo, et al vs. CCSF, et al

PRESENT: Commissioners Feinstein, Low, Rodriguez  
ABSENT: Commissioners Detrick, Hewlett

MARCH 10, 1993REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, March 10, 1993, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Low, Rodriguez  
ABSENT: Commissioners Detrick, Hewlett

APPROVAL OF MINUTES OF MEETING OF OCTOBER 21, 1992

Approval of Minutes of October 21, 1992, the Commissioners having received, approved and returned copies of same.

APPROVAL OF CONSENT CALENDAR

APPROVAL OF OCC POLICY RECOMMENDATIONS: (A)  
CERTIFICATE OF RELEASE (B) STRANDED MOTORISTS (C)  
OFFICER-INVOLVED VEHICULAR ACCIDENTS (D) CITIZEN  
ARREST PROCEDURES (E) CITATION COMPLETION TRAINING

Put over to March 24, 1993.

RESOLUTION NO. 35-93

FRANCESCA MATARAZZO, et al v. CCSF, et al

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Francesca Matarazzo, et al v. CCSF, et al" in Superior Court No. 913-539 in the amount of \$15,500.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: September 25, 1988

AYES: Commissioners Low, Feinstein and Rodriguez  
ABSENT: Commissioners Detrick and Hewlett

POLICE COMMISSION REPORT

Commissioner Low announced there will be no meeting on the 31st of March. The Commission will meet on the 24th of March. The 17th of March will be a District Meeting in the Park District as scheduled.

RESOLUTION NO. 32-93

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO CONDUCT TAKING OF EVIDENCE IN THE DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER ANDREW J. BATES, RECORDS SECTION

WHEREAS, the assignment of a Commissioner and setting of a date to conduct taking of evidence in the disciplinary charges filed against Officer

Andrew J. Bates, Records Section, was called it having been set for this date; and

WHEREAS, Commissioner Anthony P. Rodriguez is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Andrew J. Bates; therefore be it

RESOLVED, that Commissioner Rodriguez is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Andrew J. Bates and is to be set at a later date.

AYES: Commissioners Feinstein, Low and Rodriguez  
ABSENT: Commissioners Detrick and Hewlett

#### CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera advised the Commission of the death of Officer Mark Guglielmo who had passed away the previous week. He also announced the death of Judge Peckham who monitored the Consent Decree. Chief asked for a moment of silence for both.

Commissioner Low approved and a moment of silence was observed in memory of both persons.

#### OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Eli Aramburo, Acting Director, addressed the Commission regarding OCC staffing and the status of cases pending. She commended Management Control and the Chief regarding their action on cases pending. She also discussed hearing officers provided from the Bar Association. Commissioner Low commended the use of hearing officers and stated that there are more willing to work in that capacity.

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO RELEASE \$2,000,000.00 IN RESERVED FUNDS AND APPROVAL OF SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$2,357,000.00 IN EARNED INTEREST FROM THE "POLICE FACILITY IMPROVEMENT BOND"

---

Captain Suttmeier presented request to the Commission for funds regarding police facilities improvement and updated the Commission regarding Taraval and Bayview Station bids one million dollars on the budget presently. Motion by Commissioner Feinstein, second by Commissioner Rodriguez. Matter approved.

#### RESOLUTION NO. 33-93

REQUEST TO RELEASE \$2,000,000 IN RESERVED FUNDS AND TO APPROPRIATE \$2,357,000 IN EARNED INTEREST FROM THE "POLICE FACILITY IMPROVEMENT BOND"

---

WHEREAS, a Supplement Appropriation in the amount of \$2,357,000.00 has been requested; and

WHEREAS, the funding will be from earned interest on the Police Facility Improvement bond of 1987; and

WHEREAS, a request was also made for the release of \$2,000,000.00 which is currently on reserve from Job No. 4979A Central Station; and

WHEREAS, these funds will be used for the construction of Mission Station Job No. 4982A and Juvenile Job No. 4984A; therefore be it

RESOLVED, the Police Commission hereby approves the Supplemental Appropriation for \$2,357,000 and the release of \$2,000,000.00 in reserved funds.

AYES: Commissioners Feinstein, Low, Rodriguez  
ABSENT: Commissioners Detrick, Hewlett

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL OF AMENDMENT TO ADMINISTRATIVE CODE TO ADD SECTION 10-169-9 WHICH WILL ESTABLISH A REVOLVING FUND OF \$60,000.00 TO REIMBURSE MEMBERS FOR POLICE DEPARTMENT TRAVEL EXPENSES

---

Chief Ribera stated that a recent audit of the Chief's Contingency Funds and upon recommendation of the City Controller asked for approval of this item. Motion by Commissioner Rodriguez, second by Commission Feinstein. Matter approved.

RESOLUTION NO. 34-93

PROPOSED CHANGE TO ADMINISTRATIVE CODE TO ADD SECTION 10-169-9

---

WHEREAS, members of the Police Department have reason to travel to other areas of the State and areas outside of California; and

WHEREAS, the Police Department insures travel-related costs for members to travel for such police-related tasks as prisoner extraditions; and

WHEREAS, the Administrative Code does not presently allow for such travel expenses; therefore, be it

RESOLVED, that the Police Commission hereby requests the Board of Supervisors to adopt the attached ordinance which will establish a revolving fund of Sixty Thousand (\$60,000.00) dollars for reimbursable travel expenses of Police Department members by adding Section 10-169-9 to the Administrative Code.

AYES: Commissioners Feinstein, Low, Rodriguez  
ABSENT: Commissioners Detrick, Hewlett

PUBLIC COMMENTS

Rachel Letterman, National Lawyers' Guild, discussed police presence at demonstration since Chief Ribera was appointed. She discussed lack of cooperation, provocation by police and stated that similar actions in other demonstrations. Urged the Commission to look into the matter and Commissioner Low stated that Commissioner Detrick is looking into the actions of police regarding the May 1992 riot and will report to the Commission upon his return to the Commission. Chief Ribera stated to Rachel Letterman that he is available for meeting to discuss any problems that were experienced and is looking forward to said meeting.

Thereafter, the meeting was adjourned at 6:30 p.m.



\_\_\_\_\_  
Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION







11  
The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

14  
CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, MARCH 17, 1993

REGULAR MEETING

PARK DISTRICT  
WILLIAM DeAVILA SCHOOL  
1351 HAIGHT STREET

6:00 p.m.

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Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meeting of October 28, 1992
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Request of the Chief of Police for Approval to Appropriate \$100,000 from the Narcotics Forfeiture and Asset Seizure Fund for a Citywide Saturation Enforcement Plan
9. Appointment of Special Investigator on Intelligence Review Committee
10. Status and Discussion regarding Cultural Diversity Training
11. Captain Robert Berry, Commanding Officer, Park Station, to Address the Commission on Police Activities in the Park District
12. Public Comments





MARCH 17, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met at William DeAvila School, 1351 Haight Street, at 6:00 p.m., in a Regular Meeting.

AYES: Commissioners Feinstein, Low, Rodriguez  
ABSENT: Commissioners Detrick, Hewlett

APPROVAL OF MINUTES OF MEETING OF OCTOBER 28, 1992

Approval of Minutes of Meeting of October 28, 1992, the Commissioners having received, approved, and returned copies of same.

APPROVAL OF CONSENT CALENDAR

There was no Consent Calendar

POLICE COMMISSION REPORT

Judge Low greeted the audience and introduced the members of the Police Commission, the Police Department and the Office of Citizen Complaints.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera stated that full mobilization will take place, if necessary, normal staffing at district stations. The Office of Emergency Services will become operational when the verdict is announce. Other departments has also been cooperating with outside agencies in contacting various community leaders in planning for post verdict unrest.

John Crew, ACLU, addressed the Commission regarding "Free Speech" First Amendment Rights of the demonstrators. He discussed the previous Rodney King verdict and his concerns regarding lack of free speech rights at that time. Commissioner Low responded saying that the Commission is also concern regarding the First Amendment Rights of demonstrators and that the review committee of the Commission has looked into the previous Crowd Control Actions regarding the previous Rodney King demonstration and Chief Ribera stated that the First Amendment Rights of demonstrators will be part of the Operations Order for the post Rodney King verdict demonstrations.

Chief Ribera discussed the request for approval from the Narcotics Forfeiture and Asset Seizure Fund and stated that five persons will be detailed for nine days to assist the District Attorney to catch up on a backlog of white collar crimes. Two inspectors will assist in repeat offenders and one clerk will assist in the paperwork process.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Alfreda Porter, OCC Director, described the responsibility and duties of the Office of Citizen Complaints. She discussed budget problems regarding that office and stated that the Controller has denied overtime or filling of vacancies that presently exist in the OCC. She also stated that she is 30% below full staffing and asked the Commission's attention to his matter. She also asked that the OCC be permitted to sever its budget from the Police Department.



REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO  
APPROPRIATE \$100,000 FROM THE NARCOTICS FORFEITURE  
AND ASSET SEIZURE FUND FOR A CITYWIDE SATURATION  
ENFORCEMENT PLAN

---

Chief Ribera described the program regarding \$100,000 from Narcotics forfeiture and for a citywide saturation enforcement program. He also stated that the captain presently have crime prevention meetings once a month.

RESOLUTION NO. 36-93

REQUEST TO APPROPRIATE \$100,000 FROM THE NARCOTICS  
FORFEITURE AND ASSET SEIZURE FUND FOR A CITYWIDE  
SATURATION ENFORCEMENT PLAN

---

WHEREAS, certain areas of the city are adversely effected by drug use and related crimes; and

WHEREAS, the Police Department wishes to saturate those area with a police presence; and

WHEREAS, the saturation patrols will be done on an overtime basis so as to not reduce normal staffing; now therefore be it

RESOLVED, that the Police Commission hereby approves the appropriation of \$100,000.00 from the Narcotics Forfeiture and Asset Seizure Fund for overtime for saturation enforcement.

AYES: Commissioners Feinstein, Low and Rodriguez  
ABSENT: Commissioners Detrick and Hewlett

APPOINTMENT OF SPECIAL INVESTIGATOR ON INTELLIGENCE  
REVIEW COMMITTEE

---

Put over one week to the 24th.

STATUS AND DISCUSSION REGARDING CULTURAL DIVERSITY  
TRAINING

---

Captain Michael Hebel presented an overview and update of the Cultural Diversity Training Program. Sergeant Jim Leach, the Academy, stated that lieutenants and above have completed this training. Sergeant Leach stated additional training will start for other members on April 6th.

CAPTAIN ROBERT BERRY, COMMANDING OFFICER, PARK  
STATION TO ADDRESS THE COMMISSION ON POLICE  
ACTIVITIES IN THE PARK DISTRICT

---

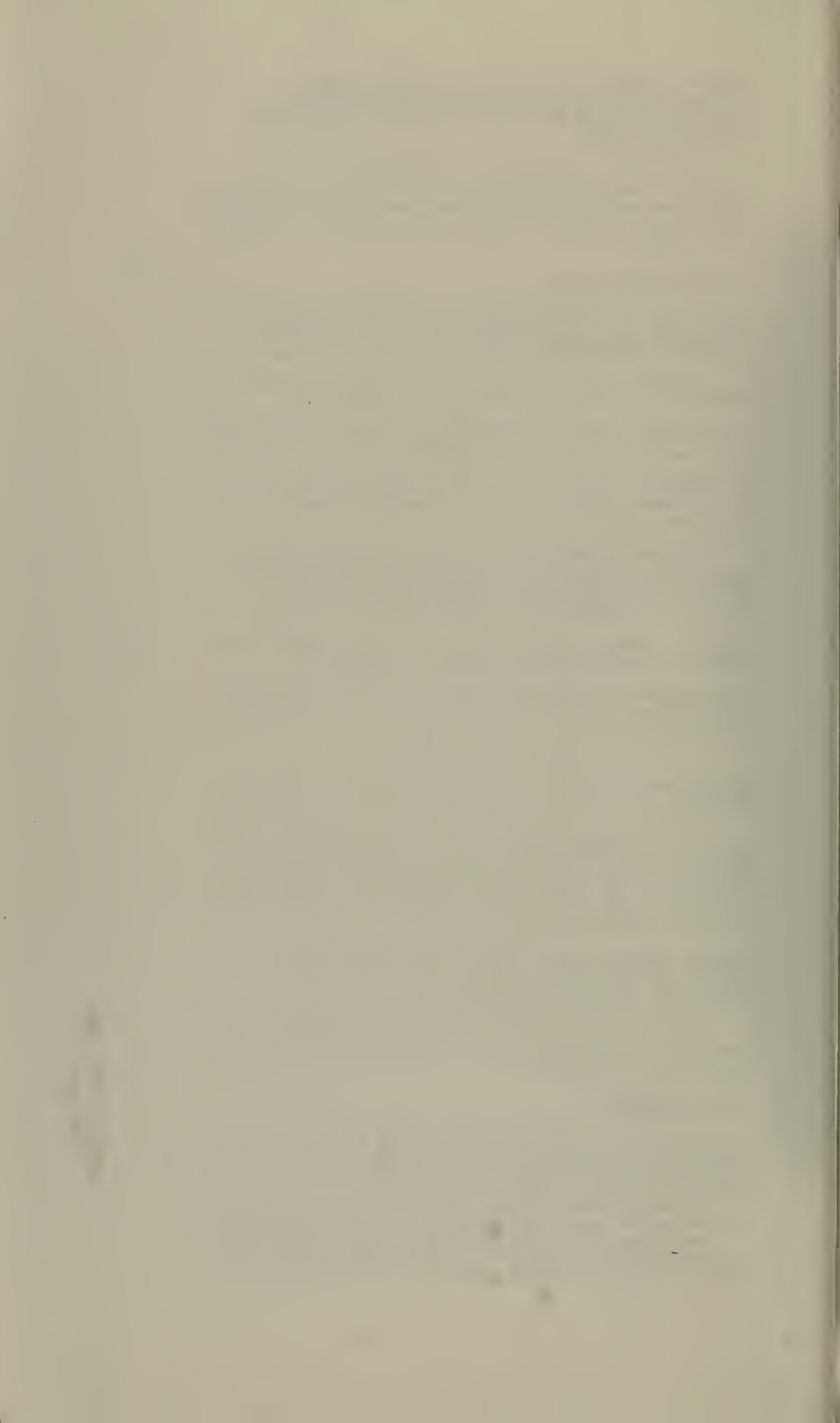
Captain Berry, Park Station, addressed the audience and discussed police concerns and activities in the Park District.

PUBLIC COMMENTS

Ira Dusan, Vice President Alamo Square Association, discussed crime problems in district. Requested more CPOP officers in Divisadero and more officers during the night time hours.

Gregory Graham, resident, discussed drug problems and talked of crack problems versus marijuana users.

Joe Konapca, member Residence Against Druggies, discussed drugs on Haight Street, drug trafficking, crack dealing and asked for more police personnel and





requested action against crack houses.

Unidentified, discussed crime in the area, Park District, loud noise, skateboarders and asked for more police in the area.

Robert Brown, Western Addition, talked of drug dealers, trespassers and the problem that they cause.

Charles Rathborn, United Taxi Owners Association, commended Inspector Cal Nutting, Robbery Detail.

Anthony Bonnermill, Haight Ashbury Association, discussed police services and priorities and requested more foot patrols.

Edward Evans, Tenderloin Crime Abatement Committee, asked for more money be appropriated in the budget and more money for the 911 program. He discussed 911 and the 553-0123 number and delay and asked that more staffing be placed in the dispatch section.

Tab Buckner, resident, discussed priorities and crack houses.

Carmen Johnson, Western Addition, thanked and commended the officers of Park Station. She also talked of juveniles and repeat offenders and asked for more foot patrol. She also stated that more prevention programs are needed.

Yvette, resident Western Addition, discussed drugs in the area and asked for more beat officers.

Doug Comstock, resident, discussed crack houses, drugs and the Frisco Hat Store.

Leslie, resident Western Addition, discussed problems with motorcycle in the are and also car radio problems.

Ed Spivak, Haight Street, requested more police action on drug activity and public drunkenness in the area. He commended officers of Park Station and asked for more response from the D.A. regarding this matters.

Assistant District Attorney answered the questions and concerns and responded to the narcotic arrests procedures by the district attorney's office.

Carole Roseman, resident, talked of crime in the Panhandle and drug use in the area.

David McNeal, resident, talked of crime and drugs on Haight Street.

Marva Brooks, talked of neighborhood concerns and actions regarding citizen patrol. Commended the police from Park Station and offers her assistance.

Unidentified resident, Western Addition, discussed drug trafficking, street dealing and drug sources in the area.

David Wills read a petition to the mayor regarding drugs on Haight Street.

Melody, resident Schrader Street, complimented CPOP program, discussed patrol specials work, talked of citations and jail overcrowding.

Roberto Vargas, SAFE worker, discussed SAFE program with the audience.

Unidentified, thanked the Commissioner Feinstein and the actions by police regarding a recent shooting of an anonymous witness.

Thereafter, the meeting was adjourned at 8:10 p.m.



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION





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**The Police Commission**  
CITY AND COUNTY OF SAN FRANCISCO

11  
CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, MARCH 24, 1993

REGULAR MEETING

Room 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meetings of November 4, 1992 and November 18, 1992
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Appointment of Special Investigator on Intelligence Review Committee
9. Appointment of Hearing Officer for Proposed Legislation re: Taxicab Training, Safety Equipment and Worker's Compensation Compliance
10. Public Comments

CONSENT CALENDAR

1. Approval of OCC Policy Recommendations:
  - a. Certificate of Release
  - b. Stranded Motorists
  - c. Officer-Involved Vehicular Accidents
  - d. Citizen Arrest Procedures
  - e. Citation Completion Training





MARCH 24, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, March 24, 1993, at 5:30 p.m. in a Regular Meeting.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

APPROVAL OF MINUTES OF MEETINGS OF NOVEMBER 4, 1992  
AND NOVEMBER 18, 1992

---

Approval of Minutes of Meetings of November 4, 1992 and November 18, 1992, the Commissioners having received, approved, and returned copies of same.

APPROVAL OF CONSENT CALENDAR

Put over to April 7, 1993.

POLICE COMMISSION REPORT

None.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera talked about the Foot Patrol Program and about concerns of Rachel Letterman regarding crowd control. The Chief stated that he had a meeting scheduled in two weeks and that Commissioner Hewlett will meet on March 25 with the Human Rights Commission regarding crowd control.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Porter stated she is working on budget problems and stated that Commissioner Hewlett will work with her office regarding budget liaison with the Mayor's office.

APPOINTMENT OF SPECIAL INVESTIGATOR ON INTELLIGENCE  
REVIEW COMMITTEE

---

Motion by Commissioner Hewlett, second by Commission Feinstein. Peter Aviles nominated as special investigator regarding the Inspector Thomas Gerard case.

Keith McHenry, Food Not Bombs, talked of previous problems with the D.A.'s office and against appointing Peter Aviles as special investigator.

Stefan Ray discussed concerns regarding investigation and stated the investigation should be brought to Congressman Don Edwards.

Jeffrey Blackford asked for public hearings.

Dennis Cunningham, attorney, against appointment of Aviles and stated that the Commission should appoint someone else.

After discussion, motion was approved and Aviles is appointment special investigator.

Deputy Chief Lau then briefed the Commission regarding the Gerard case. Chief Lau stated they are coordinating with other agencies for possibly securing more warrants. He stated the investigation continues and that no active members are under investigation at this time.

Officer Sandi Bargioni, Special Investigations, stated that there will be approximately 266 requests for disclosure of information. She is still checking





information and has a letter prepared for those requesting such information.

Sergeant Ron Roth, Special Investigations, stated that material still under seal by the court and is awaiting information pursuant to more search warrants.

Rachel Letterman, Lawyers Guild, asked the Commission to ask the City Attorney to ask the judge to release information regarding any organizations. She asked release information and documents and release the identity of the officers involved; disclose copies of any tapes and information regarding Rodney King demonstration.

Sandi Bargioni talked of intelligence gathering; discussed Civil Disturbance Guidelines and that the department will comply with the Civil Disturbance Guidelines and notify organizations. She stated that no intelligence gathering except that of criminal actions.

Amy, Races against War, talked about the actions of the police and asked the Commission regarding free speech.

Abdine Jabbar, Attorney, Vice Chair American Arab Community, discussed the actions of Inspector Gerard. Requested information and stated that no response and asked the Commission to open the records regarding groups.

George Litman discussed the letter he received regarding files maintained on him.

Richard discussed the Gerard investigation and the resources for the investigation and asked for an independent commission of inquiry.

Jeffrey Blackford discussed Mr. Bullock and asked if the ADL is under investigation.

Felix Shaeffer discussed receiving a letter from the department regarding the Gerard investigation and asked that the public be advised regarding procedures and asked that a meeting be held in the Human Rights Commission.

Stefan W. Ray, student SF State, asked that the process be expedited regarding the special investigation in the Gerard matter.

David P. Grace talked of the Gerard case and court actions and asked that the seal of the court be lifted.

Keith McHenry addressed the Commission regarding the actions of police and demonstrations. He also stated that the Commission has no credibility and after becoming disorderly while speaking, Mr. McHenry was escorted out of the meeting.

#### RESOLUTION NO. 37-93

#### APPOINTMENT OF SPECIAL INVESTIGATOR ON INTELLIGENCE REVIEW COMMITTEE

RESOLVED, that the Police Commission hereby appoints Mr. Peter Aviles as Special Investigator for the Intelligence Review Committee.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

#### APPOINTMENT OF HEARING OFFICER FOR PROPOSED LEGISLATION RE: TAXICAB TRAINING SAFETY EQUIPMENT AND WORKER'S COMPENSATION COMPLIANCE

Captain James Molinari, Planning, nominated as the hearing officer. Commission asked that he summarize the meetings and present the summary to the



full Commission for consideration. Motion by Commissioner Hewlett, second by Commissioner Feinstein.

RESOLUTION NO. 38-93

APPOINTMENT OF HEARING OFFICER FOR PROPOSED  
LEGISLATION RE: TAXICAB TRAINING, SAFETY EQUIPMENT  
AND WORKER'S COMPENSATION COMPLIANCE

RESOLVED, that the Police Commission hereby appoints Captain James Molinari as hearing officer for Proposed Legislation re: Taxicab Training, Safety Equipment and Worker's Compensation Compliance.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

Thereafter, the meeting was adjourned at 7:20 p.m.



\_\_\_\_\_  
Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

1137/6955M/rc







*ELIATION*

*Agenda*

The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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Commissioner

LT. MANUEL BARRETTA  
Secretary

The Police Commission Meeting for  
Wednesday, March 31, 1993 has been  
cancelled. The next regular meeting will  
be on Wednesday, April 7, 1993.





**The Police Commission**  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, APRIL 7, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CLOSED SESSION

ROOM 505-2  
4:00 p.m.

Attorney-Client Conference

- a. Government Code Section 54956.9(b)(1)
- b. S.F. Patrol Special Association vs. CCSF  
914-756





# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, APRIL 7, 1993

REGULAR MEETING

Room 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meetings of December 2, 1992 and December 9, 1992
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Assignment of a Commissioner and Setting of Date to Conduct Taking of Evidence in the Disciplinary Charges filed against Police Officer Andrea Joseph, Potrero Station (File No. C23-150)
7. Chief's Report to the Police Commission
8. OCC Director's Report to the Police Commission
9. Request of the Chief of Police for Approval of Proposed Amendment to the San Francisco Administrative Code Concerning Representation of the Police Department in Certain Organization
10. Discussion Re: Enforcement Section 1060 Police Code
11. Public Comments







# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

## CONSENT CALENDAR

POLICE COMMISSION MEETING  
WEDNESDAY, APRIL 7, 1993

1. Approval of OCC Policy Recommendations:
  - a. Certificate of Release
  - b. Stranded Motorists
  - c. Officer-Involved Vehicular Accidents
  - d. Citizen Arrest Procedures
  - e. Citation Completion Training
2. Request of the Chief of Police for Approval of Taxicab Owners Permit for Mr. William Morrow
3. Request of the Chief of Police for Removal of Mr. Rallis Spiridon from Applicant's List



APRIL 7, 1993

CLOSED SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street, on Wednesday, April 7, 1993 at 4:00 p.m. in a Closed Session.

Attorney-Client Conference

Government Code Section 54956.9(b)(1)  
S.F. Patrol Special Association vs. CCSF  
914-756

PRESENT: Commissioners Feinstein, Hewlett, Rodriguez  
ABSENT: Commissioners Detrick, Low

APRIL 7, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, April 7, 1993, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Hewlett, Rodriguez  
ABSENT: Commissioners Detrick, Low

APPROVAL OF MINUTES OF MEETING OF DECEMBER 2, 1992  
AND DECEMBER 9, 1992

Approval of Minutes of December 2, 1992 and December 9, 1992, the Commissioners having received, approved and returned copies of same.

APPROVAL OF CONSENT CALENDAR

RESOLUTION NO. 42-93

APPROVAL OF OCC POLICY RECOMMENDATIONS: (A)  
CERTIFICATE OF RELEASE (B) STRANDED MOTORISTS (C)  
OFFICER-INVOLVED VEHICULAR ACCIDENTS (D) CITIZEN  
ARREST PROCEDURES (E) CITATION COMPLETION  
TRAINING

RESOLVED, that the Police Commission hereby approves the Office of Citizen Complaints Policy Recommendations: (a) Certificate of Release (b) Stranded Motorists (c) Officer-Involved Vehicular Accidents (d) Citizen Arrest Procedures (e) Citation Completion Training.

AYES: Commissioners Feinstein, Hewlett, Rodriguez  
ABSENT: Commissioners Detrick, Low

RESOLUTION NO. 43-93

TAXICAB PERMIT APPLICATION OF WILLIAM MORROW

WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission





finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that William Morrow, based on his application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to James Morrow.

AYES: Commissioners Feinstein, Hewlett, Rodriguez  
ABSENT: Commissioners Detrick, Low

RESOLUTION NO. 44-93

REMOVAL OF MR. RALLIS SPIRIDON FROM THE TAXICAB APPLICANT'S LIST

WHEREAS, Mr. Rallis Spiridon has not maintained current address information with the Taxi Detail since 1983; and

WHEREAS, records check was made with the Department of Motor Vehicles as well as all department computer systems with negative results; and

WHEREAS, the Taxicab Detail recommends that Mr. Rallis Spiridon be removed from the Taxicab Applicant's list; therefore be it

RESOLVED, that the Police Commission hereby approves the removal of Mr. Rallis Spiridon from the Taxicab Public Convenience and Necessity List

AYES: Commissioners Feinstein, Hewlett, Rodriguez  
ABSENT: Commissioners Detrick, Low

POLICE COMMISSION REPORT

Commissioner Hewlett announced no meeting on April 14, 1993.

RESOLUTION NO. 39-93

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO CONDUCT TAKING OF EVIDENCE IN THE DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER ANDREA JOSEPH, POTRERO STATION

WHEREAS, the assignment of a Commissioner and setting of a date to conduct taking of evidence in the disciplinary charges filed against Officer Andrea Joseph, Potrero Station, was called it having been set for this date; and

WHEREAS, Commissioner Clothilde Hewlett is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Joseph; therefore be it



RESOLVED, that Commissioner Hewlett is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Joseph and is to be set at a later date.

AYES: Commissioners Feinstein, Hewlett, Rodriguez  
ABSENT: Commissioners Detrick, Low

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera discussed crime in the first quarter and stated crime is down 15%.

Commander Holder briefed the Commission on foot patrol.

Chief Ribera brief the Commission regarding the Rodney King verdict event planning. He stated the department will be in full mobilization after the verdict is announced. He discussed line of authority and acknowledged the Sheriff, Muni Railway, Port Authority regarding cooperation and planning for future aid if help is needed after the verdict is announced.

Commissioner Hewlett commended the Chief and the department for planning post Rodney King verdict.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Lieutenant Barretta indicated that he received a phonecall from Director Porter late in the afternoon regarding emergency absence.

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL OF  
PROPOSED AMENDMENT TO THE SAN FRANCISCO  
ADMINISTRATIVE CODE CONCERNING REPRESENTATION OF THE  
POLICE DEPARTMENT IN CERTAIN ORGANIZATION

Chief Ribera briefed the Commission and asked for approval. Motioned by Commissioner Rodriguez, second by Commissioner Feinstein. Item approved.

RESOLUTION NO. 40-93

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL OF  
PROPOSED AMENDMENT TO THE SAN FRANCISCO  
ADMINISTRATIVE CODE CONCERNING REPRESENTATION OF THE  
POLICE DEPARTMENT IN CERTAIN ORGANIZATION

WHEREAS, the Police Department has previously maintained membership in various law enforcement agencies; and

WHEREAS, the Police Department wishes to continue its membership in those organizations which benefit police operations and enhance law enforcement professionalism; now therefore, be it

RESOLVED, that the Police Commission hereby requests the Board of Supervisors to adopt the attached proposed amendment to the Administrative Code which will enable the Police Department to maintain its membership in these professional law enforcement organizations.

AYES: Commissioners Feinstein, Hewlett, Rodriguez  
ABSENT: Commissioners Detrick, Low



DISCUSSION RE: ENFORCEMENT SECTION 1060 POLICE CODE

Motioned by Commissioner Feinstein, second by Commission Rodriguez. Motion approved to suspend enforcement of Section 1060.

RESOLUTION NO. 41-93

DISCUSSION RE: ENFORCEMENT OF SECTION 1060 POLICE CODE

WHEREAS, the Police Department has been asked to enforce Police Code Section 1060 requiring an entertainment permit for a coffee house in which poetry readings are conducted; and

WHEREAS, Section 1060 was enacted by the Board of Supervisors over twenty years ago and does, in fact, require the operator of a coffee house to obtain a permit; and

WHEREAS, the application process and required permit fee may impose an unreasonable burden on First Amendment rights; therefore be it

RESOLVED, that the Police Commission hereby approves to suspend enforcement of Section 1060 as it applies to poetry readings at coffee houses or other similar establishments, pending review of the ordinance by the Board of Supervisors.

AYES: Commissioners Feinstein, Hewlett, Rodriguez  
ABSENT: Commissioners Detrick, Low

PUBLIC COMMENTS

Andy Solo, Mission resident, complimented the police officers and presented two photographs of 21st and Folsom and discussed problems in the area regarding calling the police in regards to drinking in public and stated that the problem is still continuing despite numerous calls to the police department.

Thereafter, the meeting was adjourned at 6:20 p.m.



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

1137/rc  
W/6963M







The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
TUESDAY, APRIL 13, 1993

SPECIAL MEETING

ROOM 551  
2:30 p.m.

DOCUMENTS DEPT.

APR 13 1993

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PUBLIC LIBRARY

Taking of Evidence by Commissioner Anthony Rodriguez in  
the Disciplinary Charges filed against Officer Matthew  
Gardner, Park Station (File No. C12-148 EA) and Officer  
Rowland Wing, Park Station (File No. C12-150 EA)

\*\* NOTE: There will be no Regular Meeting on April 14, 1993.  
The next Regular Meeting will be on April 21, 1993  
at the Richmond District





The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

DOCUMENTS DEPT.

APR 20 1993

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HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, APRIL 21, 1993

SPECIAL MEETING

ROOM 551  
9:30 a.m.

Taking of Evidence by Commissioner Anthony Rodriguez in  
the Disciplinary Charges filed against Officer Andrew  
Bates, Records Section (File No. C23-125 JWA)





The Richmond District Community/Police Forum  
*hosts a*

# Police Commission Meeting

*to be held in the Richmond District*

Wednesday, April 21, 1993 at 6 p.m.

*Come meet the commissioners.  
There will be a public comment  
session during the hearing.*

Richmond District Police Station  
461 Sixth Avenue

*The Community Meeting Room is located behind the police station.*



Free parking is available at Kaiser Permanente, across the street from the police station. Drivers should enter the Fifth Avenue parking lot between 5:45 and 6 p.m. and tell the attendant that they are coming to the Richmond District Community/Police Forum.

*For more information:*

Richmond Station, Officer Jill Connolly: 553-1385

SF SAFE, Pam Matsuda: 553-1984

News media contact: Paul von Beroldingen: 751-1858

*If you no longer wish to receive these notices or you are receiving more than one, please leave your name and address on the Youth Court telephone machine - 751-2504 - after 4 p.m. Thank you for your help in updating our mailing list.*

Please invite your neighbors to the meeting.

*cityflyer*





# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, APRIL 21, 1993

## EXECUTIVE SESSION

RICHMOND POLICE STATION  
461 Sixth Avenue  
5:30 p.m.

### Attorney-Client Conference

- a. Government Code Section 54956.9(b)(1)
- b. Cynthia Cantero v. CCSF/USDC No. C91-1764





# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, APRIL 21, 1993

REGULAR MEETING

RICHMOND DISTRICT  
RICHMOND POLICE STATION  
461 SIXTH AVENUE  
COMMUNITY ROOM

6:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meetings of January 6, 1993 and January 13, 1993
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Request of the Chief for Approval to Seek Funding to Lease/Purchase a CAD and 800 MHZ Communications Systems
9. Captain Thomas Suttmeier, Commanding Officer, Richmond Station, to Address the Commission on Police Activities in the Richmond District
10. Public Comments







# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

## CONSENT CALENDAR

POLICE COMMISSION MEETING  
WEDNESDAY, APRIL 21, 1993

1. Recommendation of the City Attorney for Settlement of the Following Claim:

Cynthia Cantero v. CCSF/USDC No. C91-1764     \$12,000.00



APRIL 21, 1993

EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in the Richmond District, at the Richmond Police Station, 461 Sixth Avenue, on Wednesday, April 21, 1993 at 5:30 p.m. in an Executive Session.

Attorney-Client Conference

Government Code Section 54956.9(b)(1)  
Cynthia Cantero v. CCSF/USDC No. C91-1764

PRESENT: Commissioners Detrick, Feinstein, Hewlett,  
Low and Rodriguez

APRIL 21, 1993

REGULAR MEETING

The Police Commission of the City and county of San Francisco met in the Richmond District, at the Richmond Police Station, 461 Sixth Avenue, on Wednesday, April 21, 1993, at 6:00 p.m. in a Regular Meeting.

Judge Low greeted the audience and introduced the Commissioners and members of the command staff that were present.

PRESENT: Commissioners Detrick, Feinstein, Hewlett,  
Low and Rodriguez

APPROVAL OF MINUTES OF MEETINGS OF JANUARY 6, 1993  
AND JANUARY 13, 1993

Approval of minutes of January 6, 1993 and January 13, 1993, the Commissioners having received, approved and returned copies of same. Motion by Commissioner Detrick, second by Commissioner Feinstein.

APPROVAL OF CONSENT CALENDAR

Motion by Commissioner Rodriguez, second by Commissioner Detrick. Consent calendar approved.

RESOLUTION NO. 46-93

CYNTHIA CANTERO v. CCSF/USDC

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Cynthia Cantero v. CCSF/USDC" in USDC No. 91-1764 in the amount of \$12,000.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: October 30, 1990

AYES: Commissioners Detrick, Feinstein, Hewlett,  
Low, Rodriguez

POLICE COMMISSION REPORT

Commissioner Hewlett reported on the status of the Gerard investigation and notification procedure.

Commissioner Feinstein commented and discussed the event after the Rodney King verdict. The previous Saturday, the demonstrations were peaceful and she commended Chief Ribera, Deputy Chief Petrini





and the command staff and also the members of the department for their actions during the demonstrations.

Chief Ribera thanked the community and the Commission for their efforts regarding planning for the demonstrations. He discussed the crime rate and discussed the crime abatement procedures.

Captain Yalon, Southern Station, discussed his efforts regarding crack cocaine problem. He stated Hondas and solos have assisted in the 6th Street area, U.N. Plaza and Mission between 8th and 9th. Numerous arrests including 197 felony arrests, 165 crime infraction and 499 moving violations.

Chief Ribera indicated that April efforts will include Mission and Tenderloin.

Captain Kowalski discussed crack cocaine problem in the Mission and stated that they're looking at the area of South Van Ness to Valencia, 15th to 21st Streets and also the gang activities in the area. First three weeks included 73 felony narcotic violations and 27 other felony arrests.

Chief Ribera discussed riding in the area with the Mayor in crime hot spots and observed proactive activities of officers in the Mission.

Captain Cullop, Tenderloin Task Force, discussed efforts in the Powell Street area including Powell Street bordered by Powell, Geary and Market Streets. In that area, first three weeks, 20 felony arrests and 114 misdemeanors.

#### OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Porter discussed functions and responsibilities of the OCC.

#### REQUEST OF THE CHIEF FOR APPROVAL TO SEEK FUNDING TO LEASE/PURCHASE A CAD AND 800 MHZ COMMUNICATIONS SYSTEMS

Captain Molinari, Planning, explained the request. Motion by Commissioner Hewlett, second by Commissioner Rodriguez. Item approved.

#### RESOLUTION NO. 45-93

#### APPROVAL TO SEEK FUNDING TO LEASE/PURCHASE A CAD AND 800 MHZ COMMUNICATIONS SYSTEMS

WHEREAS, the Police Department's radio communication needs cannot be met with the current equipment and number of frequencies; and

WHEREAS, the department needs increased communications coverage within the City to perform its functions; and

WHEREAS, the current radio system does not allow for inter-department communications in case of emergencies or during normal business; and

WHEREAS, the Federal Communications Commission will likely adopt proposed rule (Part 88) which will require costly modifications to the department's



existing system, partial replacement, and eventual total replacement of the system by the year 2004; and

WHEREAS, the majority of existing equipment is no longer manufactured, replacement parts are unavailable for some equipment, and some equipment is over thirty years old and cannot be replaced; and

WHEREAS, there are increased demands for information transfer between and within departments which the current systems will not accommodate; and

WHEREAS, the need for standardization of radio equipment, required under Chapter 22a of the Administrative Code, will be met by changing the current radio system to a 800Mhz Trunking Radio System; now, therefore, be it

RESOLVED, that the Police Commission supports the need for a new radio communications system for the Police Department and hereby indicate its intent to participate in acquiring a 800Mhz Trunking Radio System or other equivalent system; and be it further

RESOLVED, that the Police Commission hereby agrees to participate in the lease financing program for the purchase of the 800Mhz system, as such program is ultimately approved by the Mayor and Board of Supervisors, by budgeting the required lease payments in the fiscal years in which such payments are due.

AYES: Commissioners Detrick, Feinstein, Hewlett, Low, Rodriguez

CAPTAIN THOMAS SUTTMEIER, COMMANDING OFFICER,  
RICHMOND STATION, TO ADDRESS THE COMMISSION ON POLICE  
ACTIVITIES IN THE RICHMOND DISTRICT

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Captain Suttmeier greeted the audience and discussed the April efforts of Richmond Station which included robbery in the Mount Zion area, accidents in the Park Presidio Blvd. and also activities in the Geary Street Corridor. He also discussed other activities presently taking place regarding problems in the Richmond.

#### PUBLIC COMMENTS

Tom Bardon asked for a copy of Captain Suttmeier's report and that request was granted.

Carl Dudley, Security Supervisor/Kaiser Hospital, thanked Captain Suttmeier and the officers of Richmond Station for their efforts regarding problems in the area.

Jean Lynch, resident and Senior Action Network member, talked of crime regarding gangs.

Commander Philpott responded and discussed the ethnic gang problems.

Unidentified senior citizen, Ewing Terrace resident, commended Captain Suttmeier.

Yok Lo, resident Richmond, discussed problems regarding making a report of auto boost.

Peter Jardine thanked Captain Suttmeier and the officers of Richmond for their efforts.

Michael Nolte complained of actions of police at the station regarding not responding to problems.

Jean Anderson commended officers of the Richmond Station.



Dan Ryan, resident Taraval District, talked of crime information disseminated to the public.

Edith McMillan commended Captain Suttmeier, Captain Winters, Lt. Ballentine. She talked of nuisances and quality of life in her area including blocking of sidewalks by street vendors and push carts peddlers.

Judge Low then introduced Assistant District Attorney Robert Podesta who addressed the audience regarding concerns of the DA's office.

Dave Amos, Van Ness Merchants Association, talked of problems regarding panhandling of motor vehicles enforcement of aggressive panhandling against vehicles in the Mission/Van Ness area freeway on/off ramps.

Yosadek Desta, Taxicab Association, discussed taxi permits and challenges the Commission to debate whether or not the number of taxi medallions is sufficient.

Commissioner Rodriguez addressed the audience and commended Officers Lorie Brophy and Jill Connolly for their efforts in coordinating the district meeting.

Thereafter, the meeting was adjourned at 8:05 p.m.



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Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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SEE: Regular Session  
on following page.

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, APRIL 28, 1993

EXECUTIVE SESSION

Room 505-2  
4:30 p.m.

Attorney-Client Conference

a. Government Code Section 54956.9(b)(1)

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary





# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, APRIL 28, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

~~CLOTHILDE V. HEWLETT~~  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meetings of January 20, 1993 and February 3, 1993
4. Police Commission Report
  - a. Motion on Calendaring of New Matters
5. Chief's Report to the Police Commission
6. OCC Director's Report to the Police Commission
7. Police Commission Discussion and Consideration for Adopting or Rejecting the PC&N Hearing Officer's Findings of Fact for the Public Convenience and Necessity Taxicab Permits
8. Status Report and Notification Procedure regarding Inspector Tom Gerard Investigation
9. Public Comments





APRIL 28, 1993

EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street, on Wednesday, April 28, 1993 at 4:30 p.m. in an Executive Session.

Attorney-Client Conference

Government Code Section 54956.9(b)(1)

PRESENT: Commissioners Feinstein, Hewlett, Rodriguez  
ABSENT: Commissioners Detrick, Low

APRIL 28, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, April 28, 1993, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Hewlett, Rodriguez  
ABSENT: Commissioners Detrick, Low

APPROVAL OF MINUTES OF MEETINGS OF JANUARY 20, 1993  
AND FEBRUARY 3, 1993

Approval of Minutes of January 20, 1993 and February 3, 1993, the Commissioners having received, approved and returned copies of same.

POLICE COMMISSION REPORT

Nothing to report.

CHIEF'S REPORT TO THE POLICE COMMISSION

Nothing to report.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

No report.

POLICE COMMISSION DISCUSSION AND CONSIDERATION FOR  
ADOPTING OR REJECTING THE PC&N HEARING OFFICER'S  
FINDINGS OF FACT FOR THE PUBLIC CONVENIENCE AND  
NECESSITY TAXICAB PERMITS

Put over one week to May 5th.

STATUS REPORT AND NOTIFICATION PROCEDURE REGARDING  
INSPECTOR TOM GERARD INVESTIGATION

Commissioner Hewlett read a statement and discussed contract with A&M Associates.

Commissioner Feinstein described notification procedures regarding the Gerard investigation and stated letter will be sent to those identified and after identities are confirmed, notifications will be mailed. Commissioner Feinstein also stated that she is not nor has she ever been a member of the ADL or related organizations and has not been contacted by them.

Motion by Commissioner Hewlett, second by Commissioner Feinstein that she believes former Inspector Gerard violated the Civil Disturbance



Guidelines and made a motion to begin the notification procedure to those involved. Item is approved.

#### PUBLIC COMMENTS

John Crew, ACLU, discussed concerns regarding the Gerard Investigation. He discussed problems and stated problems would not have occurred if the Commission had adhered to its policy. He asked for a complete investigation. He also discussed Inspector Gerard/Mr. Bullock's relationship and also asked the Commission to look at the Rodney King Civil Disturbance Guidelines.

Christine Totah, Arab American Society, talked of scope of investigation and the guidelines and demands a full investigation regarding the Chief having conversation with the Chief of Protocol.

The Chief responded and stated he had a phone conversation.

Rachel Letterman, National Lawyers Guild, talked of request for information regarding persons investigated and previous request for same.

Chief Ribera described information release procedure.

Robert Ingram read a statement regarding the ADL.

Kim Malches, attorney, discussed investigation by the Commission regarding Dolores Huerta and the Rodney King demonstration.

Stefan Ray, groups at San Francisco State that were spied upon, asked for a wider investigation.

Unidentified San Francisco State student discussed concerns regarding intelligence on groups at State.

Ron Holliday, All People's congress, discussed the process and conflict of interest by Mayor Jordan.

Genevieve Torres, asked for comprehensive and broad investigation in the Gerard matter.

Ron Dudom, Arab American Community, asked for full investigation and full prosecution in the Gerard matter.

Regina Snead, National Lawyers Guild employee, encouraged full and thorough investigation.

Deborah Pell asked for full investigation and punishment of violator.

Susan Franco, Raul Wallenberg Jewish Democratic Association, discussed her concerns.

Rabbi Doug Kahn commended the Commission for their efforts in handling of the Gerard investigation.

John Paul Sanihos, President Arab American Association, asked the Commission to look into all persons involved in the intelligence gathering.

Nancy Dudom asked for full investigation.

Commissioner Hewlett thanked the audience for their comments. Discussion regarding the motion for notification process vote taken and passed as previously indicated.

Thereafter, the meeting was adjourned.



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION







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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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MAY 4 - 1993

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, MAY 5, 1993

REGULAR MEETING

ROOM 551

5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meetings of February 10, 1993 and March 3, 1993
4. Police Commission Report
  - a. Motion on Calendaring of New Matters
5. Assignment of a Commissioner and Setting of Date to Conduct Taking of Evidence in the Disciplinary Charges filed against Police Officer John A. Mino, Jr., Northern Station (File No. C23-153 JWA)
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Request of the Chief for Approval of Supplemental Funds Amounting to \$400,359 for Overtime Incurred During the Period from 4/12/93 to 4/18/93
9. Discussion and Action re: General Order D-18, "Use of Drugs by Members"
10. Police Commission Discussion and Consideration for Adopting or Rejecting the PC&N Hearing Officer's Findings of Fact for the Public Convenience and Necessity Taxicab Permits
11. Request of the Chief for Approval to Seek a Prop J (Charter Section 8.300-1) Contract in FY1993-1994 to Support Senior Crime Prevention Education Services Formerly Provided by the Senior Escort Program and to Work Order Funds to the Commission on Aging to Provide Senior Transportation Services also Formerly Delivered by S.E.P.
12. Public Comments





MAY 5, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, May 5, 1993, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

APPROVAL OF MINUTES OF MEETINGS OF FEBRUARY 10, 1993  
AND MARCH 3, 1993

Approval of Minutes of February 10, 1993 and March 3, 1993, the Commissioners having received, approved and returned copies of same.

POLICE COMMISSION REPORT

Commissioner Low announced that there will be no meeting on the 12th or the 19th, the next meeting will be on the 26th at the Potrero District.

RESOLUTION 49-93

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO  
CONDUCT TAKING OF EVIDENCE IN THE DISCIPLINARY  
CHARGES FILED AGAINST POLICE OFFICER JOHN A. MINO,  
JR., NORTHERN STATION

WHEREAS, the assignment of a Commissioner and setting of date to conduct taking of evidence in the disciplinary charges filed against Officer John A. Mino, Jr., Northern Station, was called it having been set for this date; and

WHEREAS, Commissioner Anthony P. Rodriguez is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer John A. Mino, Jr.; therefore be it

RESOLVED, that Commissioner Anthony P. Rodriguez is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Mino and is to be set at a later date.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

REQUEST OF THE CHIEF FOR APPROVAL TO SEEK A PROP J  
(CHARTER SECTION 8.300-1) CONTRACT IN FY1993-1994 TO  
SUPPORT SENIOR CRIME PREVENTION EDUCATION SERVICES  
FORMERLY PROVIDED BY THE SENIOR ESCORT PROGRAM AND TO  
WORK ORDER FUNDS TO THE COMMISSION ON AGING TO  
PROVIDE SENIOR TRANSPORTATION SERVICES ALSO FORMERLY  
DELIVERED BY S.E.P.

Taken out of order. Captain Molinari, Planning, had a presentation and short discussion. Item put over to May 26th.

PUBLIC COMMENTS

John Williams, Senior Action Network (S.A.N.), expressed concerns, crime in his area.

Manuel Rodrigues, Senior Action Network, expressed his concerns.





Dorothy Reyes, Senior Escort Program, discussed keeping the program of Senior Escort and talked of work that the Senior Escort provides.

Aaron Casey, Senior Action Program, presented letter from Frank Martin Del Campo, Local 790.

Shirley, S.A.N., addressed the Commission regarding her concerns and urged not to approve item No. 11.

Geraldine Garp, President S.A.N., asked for a public hearing on the matter so that more information can be obtained.

John Cahall, Senior Escort Worker, addressed the Commission regarding the recommendation.

Sonia Torres, President Crime Council in the Mission, discussed her concerns on injustice of the program if Senior Escort is eliminated.

Raul Moreno, President Hispanic Journalists, asked the Commission to reject the proposal.

Philip Bailey, Senior Escort Program worker, talked of his work and responsibilities as a worker.

Commissioner Low discussed the procedures and asked regarding services to be provided by the new vendor and what is traded off if given to a new vendor. He also asked if a higher price is paid, will there be less service, will there be foot patrols and asked to further look into the proposal.

Deputy Chief Reed addressed the concerns for the citizens and Commissioner Hewlett asked Director Rochelle Frazier of the Senior Escort Program for the report regarding cost and responsibilities of the Sr. Escort Program and asked that these facts be submitted in writing to the Commission.

Jean Lynch, Senior Action Network Richmond District, voiced her concerns against change.

Gloria Casey, Senior Escort worker, discussed salary of workers.

Ed Montoya, Senior Escort Worker, discussed concerns.

Serena Ng, District Coordinator Chinatown Crime Prevention Worker, discussed concerns.

Ken Stevens, Senior Escort Worker, discussed concerns about walking patrol if program is eliminated.

After discussion, matter put over to May 26th. Commissioner Low made a motion, second by Commissioner Feinstein. Approved 4-0.

REQUEST OF THE CHIEF OF POLICE TO APPLY FOR GRANT FROM OFFICE OF CRIMINAL JUSTICE PLANNING FOR MONIES TO INSTITUTE A SERIOUS HABITUAL OFFENDER PROGRAM :

Item #13 added to calendar, Offenders Program. Approved by Commissioner Low, second by Commissioner Rodriguez. Commissioner Hewlett abstained from the voting as she sits on the Criminal Justice Council. Vote 3-0.

RESOLUTION 50-93

APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO APPLY FOR A GRANT FROM THE OFFICE OF CRIMINAL JUSTICE PLANNING FOR MONIES TO INSTITUTE A SERIOUS HABITUAL OFFENDER PROGRAM

WHEREAS, the San Francisco Police Department recently completed a study of juvenile crime and juvenile justice in San Francisco; and

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WHEREAS, it is recognized that a small number of juveniles are responsible for most of the violent crime committed by juveniles; therefore be it

RESOLVED, that the Police Commission hereby approves the request of the Chief of Police to apply for a grant from the Office of Criminal Justice Planning for monies to institute a Serious Habitual Offender Program.

AYES: Commissioners Feinstein, Low, Rodriguez  
EXCUSED: Commissioner Hewlett  
ABSENT: Commissioner Detrick

#### CHIEF'S REPORT TO THE POLICE COMMISSION

Deputy Chief Reed, sitting for Chief Ribera who's out of town, stated that there is no Chief's report.

#### OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Porter discussed establishing a working fund in their budget. She also discussed two matters to be calendar in the near future regarding 4-10 Program and facilities. She also discussed moving to hire a chief investigator.

#### REQUEST OF THE CHIEF FOR APPROVAL OF SUPPLEMENTAL FUNDS AMOUNTING TO \$400,359 FOR OVERTIME INCURRED DURING THE PERIOD FROM 4/12/93 to 4/18/93

Lieutenant Ryan, Fiscal, made a presentation. Motion by Commissioner Hewlett, second by Commissioner Rodriguez. Item approved.

#### RESOLUTION NO. 48-93

#### REQUEST FOR SUPPLEMENTAL FUNDS IN THE AMOUNT OF \$400,359.00 FOR OVERTIME INCURRED DURING THE PERIOD FROM 4/12/93 TO 4/18/93

WHEREAS, the Police Department anticipated a potential for civil unrest as a result of the verdict in the Rodney King civil rights trial; and

WHEREAS, the Department was fully mobilized on 4/17/93; and

WHEREAS, selected units were mobilized or were on stand-by from 4/12/93 to 4/16/93 and on 4/18/93; therefore be it

RESOLVED, that the Police Commission approves a supplemental appropriation in the amount of \$400,359.00 for overtime related to the verdict in the Rodney King civil rights trial.

AYES: Commissioners Feinstein, Hewlett, Low, Rodriguez  
ABSENT: Commissioner Detrick

#### DISCUSSION AND ACTION RE: GENERAL ORDER D-18, "USE OF DRUGS BY MEMBER"

Lieutenant Lorin, Management Control Division, addressed the Commission and asked the matter be taken off-calendar.



POLICE COMMISSION DISCUSSION AND CONSIDERATION FOR  
ADOPTING OR REJECTING THE PC&N HEARING OFFICER'S  
FINDINGS OF FACT FOR THE PUBLIC CONVENIENCE AND  
NECESSITY TAXICAB PERMITS

Captain Hebel discussed the procedure regarding hearings that he conducted. He also discussed his report and the following addressed the Commission after Captain Hebel's report:

Yosadek Desta, applicant, talked of PC&N hearing and complained of treatment by Captain Hebel during same.

Unidentified addressed the Commission regarding taxis; hotel owners lack of response for taxi driving.

Unidentified discussed concerns regarding part-time permits.

Mike Sealey, addressed Desta's concerns.

Austin James stated need for taxi for individual ownership; applicant concerns and stated more permits are needed.

Joseph Kajela, permit holder, discussed his concerns and suggested permits for single shift drivers.

Unidentified driver supports more permits.

Motion by Commissioner Hewlett, second by Commissioner Rodriguez to adopt Captain Hebel's recommendations.

RESOLUTION NO. 47-93

POLICE COMMISSION DISCUSSION AND CONSIDERATION FOR  
ADOPTING OR REJECTING THE PC&N HEARING OFFICER'S  
FINDINGS OF FACT FOR PUBLIC CONVENIENCE AND NECESSITY  
TAXICAB PERMITS

WHEREAS, 987 individuals have applied to the Police Commission for a declaration by the Police Commission of public convenience and necessity for the issuance of more permits to operate taxicabs in the City and County of San Francisco; and

WHEREAS, the Police Commission in considering public convenience and necessity for the years 1992-1993 appointed a Hearing Officer to conduct public convenience and necessity hearings for the taking of oral and written evidentiary matters; and

WHEREAS, the Hearing Officer, Captain Michael Hebel, was appointed on September 3, 1992, as the official officer to take said oral and written documentary evidence; and

WHEREAS, this matter came up for hearing before the Hearing Officer on October 26, 28, 29 and concluded on November 10, 1992; and

WHEREAS, various applicants appeared before the Hearing Officer on the above hearing dates and presented oral and documentary evidence in support of their applications; and

WHEREAS, many owners and operators of taxicabs testified in opposition to the granting of additional permits, and evidence in support of their position was presented to the Hearing Officer; and





WHEREAS, the law requires that in order for a declaration of public convenience and necessity to be made, the applicants shall have the burden of proof to establish by clear and convincing evidence that public convenience and necessity require the operation of the vehicle for which permit application is made; and

WHEREAS, on May 5, 1993, Captain Michael Hebel, the Hearing Officer, presented findings of fact to the Police Commission of which a public discussion was also held on that date; and

WHEREAS, the Police Department staff reviewed the Hearing Officer's findings of fact and submitted a report in concurrence to these findings; and


WHEREAS, the Police Commission, after reviewing the Hearing Officer's findings of fact, the Police Department staff's report in concurrence, and listening to public testimony subsequently scheduled the matter for a Police Commission decision to accept or reject the Hearing Officer's findings of fact on May 5, 1993; and

WHEREAS, said hearing on May 5, 1993 was heard and discussed thoroughly by and amount the Police Commissioners who unanimously agreed that public convenience and necessity had not been established by clear and convincing evidence to require the operation of additional permits; therefore be it

RESOLVED, that it shall be the order of the Police Commission that public convenience and necessity has not at this time been established to require the operation of additional permits for which applications have been made.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

Thereafter, the meeting was adjourned at 8:20 p.m.

  
\_\_\_\_\_  
Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

1137/rc  
W/6966M







5  
-13/93

# The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
TUESDAY, MAY 11, 1993

SPECIAL MEETING

ROOM 551  
9:30 a.m.

Taking of Evidence by Commissioner Anthony Rodriguez in  
the Disciplinary Charges filed against Officer David M.  
Smith, Park Station (File No. C23-144 JWA)





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# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, MAY 12, 1993

SPECIAL MEETING

ROOM 551  
10:00 a.m.

Taking of Evidence by Commissioner Katherine Feinstein in  
the Disciplinary Charges filed against Officers James  
Lassus, Medical Liaison and Steven Shanahan, Richmond  
Station (File Nos. C12-159 and C12-160 EAC)







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# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
THURSDAY, MAY 13, 1993

SPECIAL MEETING

ROOM 551  
9:30 a.m.

Taking of Evidence by Commissioner Anthony Rodriguez in  
the Disciplinary Charges filed against Officer Andrew  
Bates, Support Services (File No. C23-125 JWA)





**The Police Commission**  
CITY AND COUNTY OF SAN FRANCISCO

DOCUMENTS DEPT.

MAY 11 1993

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HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

**CALENDAR OF PROCEEDINGS**  
**POLICE COMMISSION MEETING**

There will be no Police Commission Regular Meetings on May 12, 1993 and May 19, 1993. The next Regular Meeting will be held on May 26, 1993 at the Potrero District at the Martin Luther King, Jr. Middle School Auditorium, 350 Girard Street, San Francisco.





6-93  
The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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///  
CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, MAY 26, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

EXECUTIVE SESSION

POTRERO POLICE DISTRICT  
MARTIN LUTHER KING, JR. MIDDLE SCHOOL AUDITORIUM  
350 GIRARD STREET  
5:45 p.m.

Attorney-Client Conference

- a. Robert Riggs v. CCSF
- b. Dawn Walker & Cynthia Cannonier v. CCSF, et al





# Potrero Police District

**ATTENTION!**



**Residents  
&  
Merchants**

The San Francisco Police Commission is meeting in our Community. This will be your opportunity to personally meet with them and express your concerns.

**Your voice is important !  
Please join us in meeting:**

Commissioner Harry Low, President  
Commissioner Clothilde Hewlett, Vice President  
Commissioner David Detrick  
Commissioner Katherine Feinstein  
Commissioner Anthony Rodriguez

**Martin Luther King, Jr. Middle School  
Auditorium**

**350 Girard Street**

**Wednesday, May 26, 1993**

**6:00 p.m. - 8:00 p.m.**

**For further information contact Potrero Station  
CPOP office at (415) 255-6297**

# THE UNIVERSITY OF CHICAGO

OFFICE OF THE DEAN  
540 EAST 58TH STREET  
CHICAGO, ILL. 60637



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# The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, MAY 26, 1993

## REGULAR MEETING

POTRERO POLICE DISTRICT  
MARTIN LUTHER KING, JR. MIDDLE SCHOOL AUDITORIUM  
350 GIRARD STREET  
6:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meeting of March 10, 1993
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Request of the Chief of Police for Approval to Apply for, Accept and Expend Funds from the OCJP to Conduct the Crime Prevention Expansion Project: Mission Corridor Program
9. Request of the Chief of Police for Approval to Apply for, Accept and Expend Funds from the OCJP to Conduct the California Gang Violence Suppression Program
10. Request of the Chief of Police for Approval to Apply for, Accept and Expend Funds from the OCJP to Conduct the Suppression of Drug Abuse in Schools Program
11. Request of the Chief of Police for Approval to Apply for, Accept and Expend Funds from the U.S. Department of Justice/Bureau of Justice Assistance (BJA) to Expand Our Community - Oriented Policing Program
12. Request of the Chief of Police for Approval of Revised Record Destruction Schedule







# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, MAY 26, 1993

REGULAR MEETING

POTRERO POLICE DISTRICT  
MARTIN LUTHER KING, JR. MIDDLE SCHOOL AUDITORIUM  
350 GIRARD STREET  
6:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

13. Discussion and Action Concerning Proposed Charter Amendment Transferring Parking Enforcement from the Department of Parking and Traffic to the San Francisco Police Department
14. Request of the Chief for Approval to Seek a Prop J (Charter Section 8.300-1) Contract in FY1993-1994 to Support Senior Crime Prevention Education Services Formerly Provided by the Senior Escort Program and to Work Order Funds to the Commission on Aging to Provide Senior Transportation Services also Formerly Delivered by S.E.P.
15. Captain Timothy Hettrich, -Commanding Officer, Potrero Station, to Address the Commission on Police Activities in the Potrero District
16. Public Comments

CONSENT CALENDAR

1. Request of the Chief of Police for Approval to Accept Donated Equipment and Funding for the Crime Prevention Company
2. Request of the Chief of Police for Approval of Report of Expenditures from the Chief's Contingent Fund for the Month of April, 1993
3. Recommendation of the City Attorney for Settlement of the Following Claims:
  - a. Robert Riggs v. CCSF/USDC No. C92-2848 MHP \$16,000.00
  - b. Dawn Walker & Cynthia Cannonier v. CCSF, et al  
USDC No. C91-1190 SAW \$25,000.00



THE UNIVERSITY OF CHICAGO

DEPARTMENT OF CHEMISTRY

LABORATORY OF PHYSICAL CHEMISTRY

REPORT OF THE RESEARCH WORK OF

THE UNIVERSITY OF CHICAGO

DEPARTMENT OF CHEMISTRY

LABORATORY OF PHYSICAL CHEMISTRY

REPORT OF THE RESEARCH WORK OF

THE UNIVERSITY OF CHICAGO

DEPARTMENT OF CHEMISTRY

LABORATORY OF PHYSICAL CHEMISTRY

REPORT OF THE RESEARCH WORK OF

THE UNIVERSITY OF CHICAGO

DEPARTMENT OF CHEMISTRY

6-93  
MAY 26, 1993EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in the Potrero Police District at the Martin Luther King, Jr., Middle School, 350 Girard Street, on Wednesday, May 26, 1993 at 5:45 p.m. in an Executive Session.

Attorney-Client Conference

Robert Riggs v. CCSF

Dawn Walker &amp; Cynthia Cannonier v. CCSF, et al

PRESENT: Commissioners Feinstein, Hewlett, Low  
Rodriguez

ABSENT: Commissioner Detrick

MAY 26, 1993REGULAR MEETING

The Police Commission of the City and County of San Francisco met in the Potrero Police District at the Martin Luther King, Jr., Middle School, 350 Girard Street, on Wednesday, May 26, 1993, at 6:00 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

APPROVAL OF MINUTES OF MEETING OF MARCH 10, 1993

Approval of Minutes of March 10, 1993, the Commissioners having received, approved and returned copies of same.

CONSENT CALENDARRESOLUTION NO. 57-93APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO  
ACCEPT DONATED EQUIPMENT AND FUNDING FOR THE CRIME  
PREVENTION COMPANY

WHEREAS, the Tactical Unit of the Crime Prevention Company is in the process of converting a loaned Muni bus into a mobile Tactical Command Post; and

WHEREAS, the vehicle itself is a bus on loan from the Muni Railway and has been placed in their retired fleet which means that they will continue to take care of any necessary repairs or maintenance; and

WHEREAS, to adequately equip this vehicle, various companies have offered to donate specific items from their reserve or outdated stock; therefore be it

RESOLVED, the Police Commission hereby approve the acceptance of the below listed donations for use in the new Tactical Command Vehicle:

Bank of Canton of California	\$4,000.00
ODC/ONAN Corp. of California	(1) AC gas generator
Coleman Ind.	(2) air conditioners/heaters
Varitronics Electronics	(1) poster printer
Vanner Electronics Inc.	(1) 110 AC to 12 volt DC converter
Phillips Lighting	(5) florescent light fixtures



AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

RESOLUTION NO. 58-93

APPROVAL OF REPORT OF EXPENDITURES FROM THE CHIEF'S  
CONTINGENT FUND FOR THE MONTH OF APRIL, 1993

RESOLVED, that the Police Commission hereby  
approve the Report of Expenditures from the Chief's  
Contingent Fund for the Month of April, 1993.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

RESOLUTION NO. 59-93

ROBERT RIGGS v. CCSF

RESOLVED, that the recommendation of the City  
Attorney for settlement of the litigation of "Robert  
Riggs v. CCSF" in U.S. District Court No. C92-2848  
MHP in the amount of \$16,000.00 for damages  
sustained, be, and the same is hereby approved.

Date of Incident: 6/19/91 - 7/2/91

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

RESOLUTION NO. 60-93

DAWN WALKER & CYNTHIA CANNONIER v. CCSF, et al

RESOLVED, the the recommendation of the City  
Attorney for settlement of the litigation of "Dawn  
Walker 7 Cynthia Cannonier v. CCSF, et al" in U.S.  
District Court C91-1190 SAW in the amount of  
\$25,000.00 for damages sustained, be, and the same is  
hereby approved.

Date of Incident: Ongoing harassment allegedly  
beginning in 1987

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

POLICE COMMISSION REPORT

Judge Low welcomed the audience and introduced  
the Commissioners, Chief Ribera and staff.

Commissioner Hewlett announced the notification  
procedure in the Gerard investigation has begun and  
the letters are being sent to individuals at about a  
hundred a day.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera discussed Park Station closing and  
announced the matter is put over until budget  
discussion takes place. He also talked about the  
discussion with the POA and OFJ regarding budget cuts  
and that this discussion are on-going and that there  
is probably no hiring in the next fiscal year. He





also discussed the Matrix Enforcement to be conducted at Taraval and Central districts. He further discussed crime rate down ten percent for the first four months of the year; over all robbery up slightly.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

John Parker discussed the OCC's responsibilities and procedures and briefed the audience on complaint procedures.

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO APPLY FOR, ACCEPT AND EXPEND FUNDS FROM THE OCJP TO CONDUCT THE CRIME PREVENTION EXPANSION PROJECT: MISSION CORRIDOR PROGRAM

---

Sergeant John Bisordi, Fiscal, presented grant request. Motion by Commissioner Feinstein to exclude Commissioner Hewlett as she sits on the OCJP panel. Second by Commissioner Rodriguez that Commissioner Hewlett be allowed to abstain from voting. Matter approved

RESOLUTION NO. 51-93

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY, ACCEPT, AND EXPEND FUNDS FROM THE OCJP TO CONDUCT THE CRIME PREVENTION EXPANSION PROJECT: MISSION CORRIDOR PROGRAM

---

RESOLVED, that the Police Commission does hereby authorize the Chief of Police of the City and County of San Francisco to apply, accept, and expend funds from the OCJP to Conduct the Crime Prevention Expansion Project, as follows:

\$148,000.00 For project entitled Crime  
Prevention Expansion Project:  
Mission Corridor.

AYES: Commissioners Feinstein, Low and Rodriguez  
EXCUSED: Commissioner Hewlett  
ABSENT: Commissioner Detrick

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO APPLY FOR, ACCEPT AND EXPEND FUNDS FROM THE OCJP TO CONDUCT THE CALIFORNIA GANG VIOLENCE SUPPRESSION PROGRAM

---

Motion by Commissioner Rodriguez, second by Commissioner Feinstein. Matter approved.

RESOLUTION NO. 53-93

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY, ACCEPT, AND EXPEND FUNDS FROM THE OCJP TO CONDUCT THE CALIFORNIA GANG VIOLENCE SUPPRESSION PROGRAM

---

RESOLVED, that the Police Commission does hereby authorize the Chief of Police of the City and County of San Francisco to apply, accept, and expend funds from the OCJP to Conduct the California Gang Violence Suppression Program, as follows:

\$100,000.00 For project entitled California  
Gang Violence Suppression Program.



AYES: Commissioners Feinstein, Low and Rodriguez  
EXCUSED: Commissioner Hewlett  
ABSENT: Commissioner Detrick

RESOLUTION NO. 52-93

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY, ACCEPT, AND EXPEND FUNDS FROM THE OCJP TO CONDUCT THE SUPPRESSION OF DRUG ABUSE IN SCHOOLS PROGRAM

---

RESOLVED, that the Police Commission does hereby authorize the Chief of Police of the City and County of San Francisco to apply, accept, and expend funds from the OCJP to Conduct the Suppression of Drug Abuse in Schools Program, as follows:

\$100,000.00 For project entitled Suppression of Drug Abuse in the Schools Program.

AYES: Commissioners Feinstein, Low and Rodriguez  
EXCUSED: Commissioner Hewlett  
ABSENT: Commissioner Detrick

RESOLUTION NO. 54-93

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY, ACCEPT, AND EXPEND FUNDS FROM THE U.S. DEPARTMENT OF JUSTICE/BUREAU OF JUSTICE ASSISTANCE (BJA) TO EXPAND OUR COMMUNITY - ORIENTED POLICING PROGRAM

---

RESOLVED, that the Police Commission does hereby authorize the Chief of Police of the City and County of San Francisco to apply, accept, and expend funds from the U.S. Department of Justice/Bureau of Justice Assistance (BJA) to Expand Our Community - Oriented Policing Program, as follows:

\$200,000.00 For project entitled Community Oriented Policing Program.

AYES: Commissioners Feinstein, Hewlett, Low and Rodriguez  
ABSENT: Commissioner Detrick

RESOLUTION NO. 55-93

REVISED RECORD DESTRUCTION SCHEDULE

WHEREAS, the Department currently saves incident and vehicle collision reports for ten (10) years; and

WHEREAS, the State of California and the San Francisco Administrative Code allows the Department to revise their Record Destruction Schedule for incident and vehicle collision reports to seven (7) years; and

WHEREAS, the Department is overloaded with incident reports and vehicle collision reports; now, therefore be it

RESOLVED, that the Police Commission grant the Police Department the authority to revise the Records Destruction Schedule, specifically the incident





reports and vehicle collision reports in the Records Section on page 21 by changing the length of retaining the reports from ten (10) years to seven (7) years.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

DISCUSSION AND ACTION CONCERNING PROPOSED CHARTER  
AMENDMENT TRANSFERRING PARKING ENFORCEMENT FROM THE  
DEPARTMENT OF PARKING AND TRAFFIC TO THE SAN  
FRANCISCO POLICE DEPARTMENT

---

Chief Ribera discussed that effective the first of next year traffic violations will be considered civil matter and voiced his opposition to the proposed charter amendment transferring Parking and Traffic to the San Francisco Police Department. Motion by Commissioner Hewlett, second by Commissioner Feinstein. Vote 4-0 Police Commission opposed to Charter Amendment merge of Parking and Traffic with the Police Department.

RESOLUTION NO. 61-93

PROPOSED CHARTER AMENDMENT TRANSFERRING PARKING  
CONTROL FUNCTIONS FROM THE DEPARTMENT OF PARKING AND  
TRAFFIC TO THE POLICE DEPARTMENT

---

WHEREAS, in 1988, the voters of the City and County of San Francisco approved the establishment of the Department of Parking and Traffic, to streamline parking and traffic control jurisdiction; and

WHEREAS, the primary mission of the Police Department is the prevention and detection of serious crime; and

WHEREAS, the State of California has determined that the system of parking citations administration be decriminalized and maintained by the citation issuing agency; and

WHEREAS, cooperation and communication between the Department of Parking and Traffic and the Police Department continues to be excellent; and

WHEREAS, other major metropolitan centers have already recognized that the establishment of Parking and Traffic Departments enables a Police Department to devote more attention to criminal activity which threatens public safety; now therefore, be it

RESOLVED, that the Police Commission urges the Board of Supervisors to disapprove the placement of a proposed Charter Amendment, amending Section 3.538, on the November, 1993 ballot.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO SEEK A  
PROP J (CHARTER SECTION 8.300-1) CONTRACT IN  
FY1993-1994 TO SUPPORT SENIOR CRIME PREVENTION  
EDUCATION SERVICES FORMERLY PROVIDED BY THE SENIOR



ESCORT PROGRAM AND TO WORK ORDER FUNDS TO THE  
COMMISSION ON AGING TO PROVIDE SENIOR TRANSPORTATION  
SERVICES ALSO FORMERLY DELIVERED BY S.E.P.

Commissioner Low discussed talks and meeting of May 6th regarding the Sr. Escort and asked for facts concerning changes.

Chief Ribera addressed concerns for the seniors and read a statement.

Captain Molinari, Planning, made a presentation along with Anne Kronenberg, Criminal Justice Counsel. Ms. Kronenberg addressed the Commission and read a letter from the Mayor.

Discussion followed and the public addressed the Commission:

Rod Rodriguez, Senior Action Network  
Dorothy Longthrop, S.A.N.  
Inez Reed, S.A.N.  
Frank Martin Del Campo, Local 790  
Shirley Burley, S.A.N., opposed change.  
Alan Ferrar, resident.  
Roosevelt Barkin, S.A.N.  
Ociala Washington, Bayview/Hunters Point,  
discussed concerns.  
Resident 580 Capp, asked the Commission for more help to clean up streets in the area.  
Robin Lee Johnson addressed her concerns.  
Clemento Scalante addressed the Commission.  
Doris Alstrom, resident Mission, discussed problems in the area.  
George Williams, S.A.N.  
Phillip Bailey, Crime Prevention Worker, discussed concerns regarding Sr. Escort Program.  
Minnie Frie, resident Tenderloin, addressed the Commission.  
Sola Torres, Senior.  
Lily Brantley, resident.  
Olga Ramos  
Jean Lynch, S.A.N., discussed their concerns.  
Rochelle Frazier, director for Sr. Escort Program, addressed the Commission regarding the accomplishments and actions of the Sr. Escort Program and also her concerns regarding transferring Sr. Escort Program from the Police Department.  
Commissioner Feinstein discussed action regarding efficiency. Ben Carlick, Controller's Office, responded. Commissioner Feinstein then asked if approved, when Commission on Aging would take over the program. Time frame possibly August. Motion by Commissioner Rodriguez, second by Commissioner Feinstein. Motion approved request of the Chief.

RESOLUTION NO. 56-93

APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO  
SEEK A PROP J (CHARTER SECTION 8.300-1) CONTRACT IN  
FY1993-1994 TO SUPPORT SENIOR CRIME PREVENTION  
EDUCATION SERVICES FORMERLY PROVIDED BY THE SENIOR  
ESCORT PROGRAM AND TO WORK ORDER FUNDS TO THE  
COMMISSION ON AGING TO PROVIDE SENIOR TRANSPORTATION  
SERVICES ALSO FORMERLY DELIVERED BY S.E.P.

RESOLVED, that the Police Commission does hereby authorize the Chief of Police to seek a Prop J



(Charter Section 8.300-1) contract in FY1993-1994 to support Senior Crime Prevention Education Services formerly provided by the Senior Escort Program and to work order funds to the Commission on Aging to provide senior transportation services also formerly delivered by the S.E.P.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Detrick

CAPTAIN TIMOTHY HETTRICH, COMMANDING OFFICER, POTRERO STATION, TO ADDRESS THE COMMISSION ON POLICE ACTIVITIES IN THE POTRERO DISTRICT

---

Captain Hettrich addressed the Commission regarding stated of Potrero District.

Commissioner Hewlett discussed C-POP Program and its effect on crime in the area.

#### PUBLIC COMMENTS

Joel Tate, El Dorado School, discussed crime in the Visitation Valley.

Jan Brown, Secretary, El Dorado Bettemore Council, praised the C-POP and Captain Hettrich.

Vernon Duncan, member Parking & Traffic Control officer discussed concerns regarding transfer.

Chuck Nordstrom, commended Captain Hettrich and the officers of Potrero Station and discussed concerns regarding cutbacks in the Police and problems of liquor stores in the district.

Cornelius Wise, resident Bayview, commended Captain Hettrich and discussed drugs in the area.

Ray Bozini commended Captain Hettrich and members of the Potrero Station.

Thereafter, the meeting was adjourned at 8:35 p.m.



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

111  
CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JUNE 2, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Consent Calendar
4. Police Commission Report
  - a. Motion on Calendaring of New Matters
5. Chief's Report to the Police Commission
6. OCC Director's Report to the Police Commission
7. Request of the Director of the Office of Citizen Complaints for Approval of Proposed Ordinance Creating OCC Cash Revolving Fund
8. Public Comments
9. Hearing on Charges Filed Against Police Officer David M. Smith, Park Station (C23-144 JWA)

DOCUMENTS DEPT.

JUN 1 1993

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PUBLIC LIBRARY

CONSENT CALENDAR

1. Request of the Chief of Police for Approval to Accept Donated Equipment from the Hewlett-Packard Company for the Juvenile Division



JUNE 2, 1993

REGULAR MEETINGSAN FRANCISCO  
PUBLIC LIBRARY

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, June 2, 1993, at 5:30 p.m. in a Regular Meeting.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

APPROVAL OF CONSENT CALENDARRESOLUTION NO. 63-93

APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO  
ACCEPT DONATED EQUIPMENT FROM THE HEWLETT-PACKARD  
COMPANY FOR THE USE OF THE JUVENILE DIVISION/MISSING  
PERSONS SECTION

WHEREAS, the Hewlett-Packard Company is offering  
a donation of a 1 HP DeskJet 500 printer and  
accessories valued at \$563.00 for the use of the  
Missing Persons Section; and

WHEREAS, the acceptance of this gift will greatly  
enhance the Missing Persons Section's ability to  
track and complete investigations of persons reported  
missing in San Francisco; therefore be it

RESOLVED, that the Police Commission hereby  
approves the request of the Chief of Police to accept  
donated equipment from the Hewlett-Packard Company  
for the use of the Juvenile Division/Missing Persons  
Section.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

POLICE COMMISSION REPORT

Commissioner Low appointed Commissioner Hewlett  
as liaison to Captain Molinari for the transition of  
the Senior Escort Program to the Commission on Aging.

Commissioner Low announced no Commission Meeting  
June 9th or the 16th. The next meeting will be on  
June 23rd, district meeting, Mission District.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera discussed the Matrix Enforcement  
Programs for May were in the Central and Taraval  
Districts. He further discussed presently ten  
percent decline in crime throughout the city but a  
seven percent increase in robberies. Enforcement  
program in June against robberies citywide and  
Captain Minasian is coordinating an Anti-Gang  
Violence Program. Chief Ribera also discussed the  
budget and contingency programs for as many officers  
for patrol. He stated that negotiation is still  
on-going regarding the budget and that employee  
organizations are still negotiating with the Mayor.

Commissioner Hewlett inquired regarding possible  
cuts. Chief Ribera stated 18 hundred sworn members  
is a workable number, under 18 hundred cutbacks would  
be necessary and service would be affected.





Chief Ribera further discussed Carnival weekend held in the Mission District and stated Saturday and Sunday approximately 45 arrests have been made and commended Deputy Chief Petrini for his efforts in coordinating with Mission Station and also the cooperation received from the community and organizers of the Carnival.

#### OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Porter discussed impact on that office regarding budget cutbacks.

#### REQUEST OF THE DIRECTOR OF THE OFFICE OF CITIZEN COMPLAINTS FOR APPROVAL OF PROPOSED ORDINANCE CREATING OCC CASH REVOLVING FUND

Director Porter discussed the Revolving Fund and the need for creating the revolving fund. Motion by Commissioner Hewlett, second by Commissioner Feinstein. Request approved.

#### RESOLUTION NO. 62-93

#### APPROVAL OF THE REQUEST OF THE DIRECTOR OF THE OFFICE OF CITIZEN COMPLAINTS OF THE PROPOSED ORDINANCE CREATING OCC CASH REVOLVING FUND

WHEREAS, the Office of Citizen Complaints must pay non-direct payment bills in amounts less than \$200.00, and

WHEREAS, the Office of Citizen Complaints has established a budget line item for this purpose, now therefore be it

RESOLVED, that the Police Commission urges the Board of Supervisors to pass the attached ordinance which adds Section 10:169-10 to the Administrative Code and establishes a cash revolving fund for the Office of Citizen Complaints.

AYES: Commissioners Feinstein, Hewlett, Low, Rodriguez  
ABSENT: Commissioner Detrick

#### PUBLIC COMMENTS

Unidentified person discussed using police forces in the downtown area and stated they should remain in the park.

Discussing regarding Park Police in the Presidio.

#### HEARING ON CHARGES FILED AGAINST POLICE OFFICER DAVID M. SMITH, PARK STATION (C23-144 JWA)

Commissioner Feinstein asked to be excused from voting on the matter of Officer David Smith due to a conflict. Motion by Commissioner Hewlett, second by Commissioner Rodriguez to excused Commissioner Feinstein from voting. Motion approved.

#### HEARING OF OFFICER DAVID M. SMITH, PARK STATION

The hearing of Police Officer David M. Smith, Park Station, was called it having been set for this date. Officer Smith was charged with violating the Rules and Procedures as follows:



SPECIFICATION NO. 1

Failure to answer questions truthfully and without evasion (violation of Rule A-21 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 2

Engaging in conduct which subverts the good order and discipline of the department and which brings discredit on the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 3

Engaging in conduct which subverts the good order and discipline of the department and which brings discredit on the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

in a properly verified complaint by Anthony D. Ribera, Chief of Police of the San Francisco Police Department.

Officer David Smith appeared in person and was represented by Mr. Jim Collins, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared on behalf of the San Francisco Police Department.

Closing arguments were made by Mr. Jerry Akins and Mr. Jim Collins.

The Commission took the matter under submission and the following resolution was adopted:

RESOLUTION NO. 64-93

DECISION - HEARING OF OFFICER DAVID M. SMITH, PARK STATION

WHEREAS, on April 29, 1993, Anthony D. Ribera, Chief of Police of the San Francisco Police Department, made and served charges against Officer David M. Smith, and

WHEREAS, the Commission having heard the matter, makes the following findings of fact as set forth in the following charges:

SPECIFICATION NO. 1:

- (1) At all times herein mentioned, David M. Smith, Star Number 2188, (hereinafter referred to as "the accused") was and is a police officer employed by the San Francisco Police Department and assigned to the Field Operations Bureau, Park Station;
- (2) As a police officer, the accused was and is responsible for knowing and obeying the rules, orders and procedures of the San Francisco Police Department;
- (3) On May 6, 1992, the accused was interviewed by an investigator from the Management



Control Division of the department in connection with an investigation concerning allegations of misconduct by the accused and particularly, the relationship of the accused to a bartender arrested for dealing controlled substances; the bartender had stated that the accused had called him at his residence;

- (4) On May 6, 1992, during the interview, the accused was asked if he had made telephone calls to the residence or place of business of the bartender suspected of drug dealing; the accused admitted calling the bar where the bartender worked, but denied making telephone calls to the residence of the bartender;
- (5) The department subpoenaed records of the accused from Pacific Bell and the records showed that telephone calls were placed from the accused's residence on five occasions during August, September and October 1991;
- (6) The accused by giving false or evasive answers to questions regarding telephone calls to a suspected drug dealer, posed by the Management Control investigators engaged in conduct in violation of Rule A-21, General Order D-1 of the San Francisco Police Department, which states:

"Members shall, when questioned on matters relating to their employment with the police department by a superior officer or by one designated by a superior officer for this purpose, answer all questions truthfully and without evasion. Prior to being asked to respond to the questions, the member shall be advised of and afforded all his/her civil and employee rights as provided at that time by law or contractual agreement."

SPECIFICATION NO. 2:

- (7) Each and every allegation contained in paragraphs (1) and (2) of SPECIFICATION NO. 1 above is incorporated herein by reference and is realleged as though set forth in full;
- (8) On February 16, 1993, the accused was off-duty and became involved in an incident constituting a criminal battery on a woman he had a dating relationship with in the past (hereinafter "the victim") in Marin County near the City of Novato, State of California;
- (9) On February 16, 1993, the accused and the victim spent the day sailing; during the day the accused consumed beverage alcohol; afterwards the victim joined the accused for dinner in the home the accused shared with another, in Marin County, State of California; during the meal the accused became involved in an argument with the victim; the accused became abusive to the victim; the victim decided to leave because





of the abuse; the accused attempted to prevent her from leaving, but the victim got in her car to leave the house to go home; the accused became violent, he jumped on the hood of the victim's car to stop her from leaving; he reached into the victim's car trying to grab the car keys and bet the ignition key in the ignition; he grabbed the victim by the throat and the hair, he choked her, he repeatedly smashed her face into the window of her car, he slapped her face and finally he punched her in the mouth very hard with his fist;

- (10) The accused by grabbing the victim, choking the victim, smashing the victim's head and fact into the window of her vehicle, slapping the victim and punching the victim in the mouth, has engaged in conduct which constitutes a battery as defined in Penal Code section 242:

"A battery is any willful and unlawful use of force or violence upon the person of another."

Penal Code section 243(e) makes a battery on a person with whom the batterer had a dating relationship punishable as follows:

"When a battery is committed against a noncohabiting former spouse, fiancée, fiancée, or a person with whom the defendant currently has, or has previously had a dating relationship, the battery is punishable by a fine not exceeding two thousand dollars (\$2,000), or by imprisonment in a county jail for a period of not more than one year, or by both. If probation is granted, or the execution or imposition of the sentence is suspended, it shall be a condition thereof that the defendant participate in, for no less than one year, and successfully complete, a batterer's treatment program, or if none is available, in another appropriate counseling program designated by the court ...

"If probation is granted upon conviction of a violation of this subdivision, the conditions of probation may include, in lieu of a fine, one or both of the following requirements:

(1) That the defendant make payments to a battered women's shelter, up to a maximum of one thousand dollars (\$1,000).

(2) That the defendant reimburse the victim for reasonable costs of counseling and other reasonable expenses that the court finds are the direct result of the defendant's offense ...

The legislature finds and declares that these specified crimes merit special consideration when imposing a sentence so to display society's condemnation for such crimes of violence upon victims with whom a close relationship has been formed."



- (11) The accused, by choking the victim, smashing her face on the interior of her automobile, slapping the victim and punching the victim very hard in the mouth, engaged in conduct which constitutes a battery as defined in Penal Code section 242 and punishable under Penal Code section 243(e), as alleged above, has engaged in conduct which violates Rule A-9 of General Order D-1 of the San Francisco Police Department, which states:

"Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures, shall be considered unofficer-like conduct triable and punishable by the Board."

SPECIFICATION NO. 3:

- (12) Each and every allegation contained in paragraphs (1) and (2) of SPECIFICATION NO. 1 above is incorporated herein by reference and is realleged as though set forth in full;
- (13) On July 21, 1992, the Judge in Department 11 of the San Francisco Superior Court, issued a "Restraining Order After Hearing (CLETS)" protecting the victim of the assault set forth in SPECIFICATION NO. 2, above, from the accused through July 21, 1995;
- (14) The court ordered the accused not to "contact, molest, attack, strike, threaten, sexually assault, batter, telephone, or disturb the peace" of the victim of the assault set forth in SPECIFICATION NO. 2, above;
- (15) The Judicial Counsel Form for the restraining order signed by the judge on July 23, 1992 and served on the accused on July 28, 1992, contains a box setting forth in bold type a statement that "Any person subject to restraining order is prohibited from obtaining or purchasing or attempting to purchase a firearm by Penal Code section 12021. Such conduct may be a felony and punishable by a \$1,000 fine and imprisonment."
- (16) California Penal Code section 12021 subdivision (g) states:
- "(g) Every person who purchases or receives, or attempts to purchase or receive, a firearm knowing that he or she is subject to a restraining order issued pursuant to subdivision (a) of Section 546 of the Code of Civil Procedure, or paragraph (2) of subdivision (a) of Section 547 of the Code of Civil Procedure and predicated on





paragraph (2), (3), or (6) of subdivision (a) of Section 4359 of the Civil Code, is guilty of a public offense, which shall be punishable by imprisonment in the state prison or in a county jail not exceeding one year, by a fine not exceeding one thousand dollars (\$1,000), or both that imprisonment and fine ..."

(17) On March 1, 1993, the Chief of Police received a notice from the Attorney General for the State of California, that the accused had attempted to purchase a rifle or shotgun on February 10, 1993, from Trader Sports, Inc., a gun shop in San Leandro, California. The notice further provided that the purchase was denied because of the restraining order which was entered into the department computer on July 21, 1992;

(18) The accused by attempting to purchase a rifle or shotgun while subject to a restraining order engaged in conduct which violated Penal Code section 12021 (g), as alleged above, has engaged in conduct which violates Rule A-9 of General Order D-1 of the San Francisco Police Department, which states:

"Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures; shall be considered unofficer-like conduct triable and punishable by the Board."

and

WHEREAS, a hearing on said charges was held before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Tuesday, May 11, 1993 and on Wednesday, June 2, 1993, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Commission finds that the allegations contained in Specification Nos. 1 and 2 as preferred by the Chief of Police against Officer David M. Smith are sustained by a preponderance of evidence presented;

Based on these findings, the Commission requested a recommendation from Chief Anthony Ribera. The following recommendation was made by the Chief of Police:

SPECIFICATION NOS. 1 and 2

Termination held in abeyance for 18 months; six random urine tests and 105 days suspension.



RESOLVED, that based on these findings consistent with the Commission's duty to protect the health, safety and general welfare of the citizens of the City and County of San Francisco and the public in general, and in order to promote efficiency and discipline in the San Francisco Police Department, the Commission orders the following discipline be imposed:

SPECIFICATION NOS. 1 and 2

Termination held in abeyance for 18 months; 10 to 18 random urine, blood or breath tests; 105 days suspension

SPECIFICATION NO. 3

Not Sustained

and be it further

RESOLVED, that the total suspension of 105 calendar days commenced on Thursday, February 18, 1993 at 0001 hours and terminated on Wednesday, June 2, 1993 at 2400 hours.

AYES: Commissioners Feinstein, Hewlett, Low, Rodriguez

ABSENT: Commissioner Detrick

(The entire proceeding was taken in shorthand form by Ms. Linda Pransky, CSR.)

Thereafter, the meeting was adjourned at 7:00 p.m.



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Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

1137/rc  
W/6979M





//  
The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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Commissioner

LT. MANUEL BARRETTA  
Secretary

//  
CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JUNE 9, 1993

SPECIAL MEETING  
ROOM 551  
9:30 a.m.

Taking of Evidence by Commissioner Anthony D. Rodriguez in  
the Disciplinary Charges filed against Officer Andrew J.  
Bates, Records Section (File No. C23-125 JWA)

- (Continued from Meeting of Thursday, 5/13/93)

NOTE: There will be no Police Commission Regular Meetings on  
June 9, 1993 and June 16, 1993. The next Regular  
Meeting will be held on Wednesday, June 23, 1993.







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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JUNE 23, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Consent Calendar
4. Police Commission Report
  - a. Motion on Calendaring of New Matters
5. Chief's Report to the Police Commission
6. OCC Director's Report to the Police Commission
7. Request of the Chief of Police for Approval to Apply for, Accept and Expend Funds to Conduct the Anti Drug Abatement Enforcement Program
8. Presentation of Revised General Orders for Review
9. Public Comments
10. Hearing on Charges Filed Against Police Officers James Lassus, Medical Liaison and Steven Shanahan, Richmond Station (File Nos. C12-159 and C12-160 EAC)

CONSENT CALENDAR

1. Request of the Chief of Police for Approval of Report of Expenditures from the Chief's Contingent Fund for the Month of May, 1993
2. Request of the Chief of Police to accept \$1,000.00 from Manou Mobedshahi, owner of Savoy Hotel



JUNE 23, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, June 23, 1993, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Detrick, Feinstein, Hewlett, Rodriguez

ABSENT: Commissioner Low

APPROVAL OF CONSENT CALENDARRESOLUTION NO. 67-9APPROVAL OF REPORT OF EXPENDITURES FROM THE CHIEF'S  
CONTINGENT FUND FOR THE MONTH OF MAY, 1993

RESOLVED, that the Police Commission hereby approve the Report of Expenditures from the Chief's Contingent Fund for the Month of May, 1993.

AYES: Commissioners Detrick, Feinstein, Hewlett, Rodriguez

ABSENT: Commissioner Low

RESOLUTION NO. 68-93APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO  
ACCEPT A \$1,000.00 DONATION FROM MR. MANOU  
MOBEDSHAHI, OWNER OF SAVOY HOTEL

WHEREAS, the owner of the Savoy Hotel and Brasserie Savoy Restaurant, Mr. Manou Mobedshahi, had pledged monthly monetary contribution of \$1,000.00 in appreciation for the outstanding police services provided by the San Francisco Police Department; therefore be it

RESOLVED, that the Police Commission hereby authorizes the Chief of Police to accept a \$1,000.00 donation from Mr. Manou Mobedshahi, owner of the Savoy Hotel and Brasserie Savoy Restaurant.

AYES: Commissioners Detrick, Feinstein, Hewlett, Rodriguez

ABSENT: Commissioner Low

POLICE COMMISSION REPORT

Commissioner Hewlett asked the Discipline Schedule be calendared for July 7th. She stated that the Gerard investigation is proceeding as planned. Final written report due August 4th.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera stated that 85 officers have been reinstated into the budget and that he is discussing reorganization of Investigations, Administrations and Traffic and stated due to budgetary concerns, possibly 26 non-sworn persons maybe laid-off. He further discussed the Enforcement Program and stated crime down 11.4%.

Lieutenant Jim Long, Taraval Station, discussed the Matrix Enforcement Program in Taraval which targeted unsafe drivers, parolee arrests, abandoned vehicles and identification of individuals causing





crime in that area. He further discussed identification and arrests of drug dealers, over two hundred citations regarding traffic violations, graffiti arrests and stated that crime is down at the OMI area, down 22%, since January down 13.4%.

Chief Ribera commended Lt. Long and also Lt. Joe Dutto.

Captain Martel, Central Station, discussed the Matrix Enforcement in Central Station for the month of May which included the Anti Prostitution Program in which customers and prostitutes were cited. Numerous arrests of prostitutes, customers, misdemeanors, felonies and also traffic violations.

Lieutenant John Portoni discussed the June Robbery Abatement Enforcement Program. This program targeted Northern, Central and Mission Districts. It included narcotic officers and Lt. Portoni stated armed robberies were down ten percent to this date in June.

Captain Minasian discussed gang violence in the Mission and the Crime Prevention Program which started June 18th. Since that date 19 persons led by Lt. Marovich have made 26 arrests including 17 felonies, two loaded handguns have been recovered and they were assisted by the Gang Task Force and the District Attorney's office.

Commissioner Rodriguez commended Captain Minasian and his participation in the Fishing Program.

#### OCC DIRECTOR'S REPORT TO THE COMMISSION

Director Porter addressed the Commission and stated due to budget concerns, she has lost three staff persons and at this point there is no statistical report prepared. She further stated that she has a problem meeting discovery requests due to staffing shortage.

Commissioner Hewlett discussed reorganizations if staffing is not increased.

#### REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO APPLY, ACCEPT AND EXPEND FUNDS TO CONDUCT THE ANTI-DRUG ABATEMENT ENFORCEMENT PROGRAM

Commissioner Hewlett stated she will not vote on this matter as she is a member of the OCJP. Motion by Commissioner Rodriguez, second by Commissioner Detrick. Matter approved 3-0.

#### RESOLUTION NO. 65-93

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY, ACCEPT AND EXPEND FUNDS FROM THE OFFICE OF CRIMINAL JUSTICE PLANNING (OCJP) TO CONDUCT THE ANTI DRUG ABUSE ENFORCEMENT PROGRAM

RESOLVED, that the Police Commission does hereby authorize the Chief of Police of the City and County of San Francisco to apply, accept, and expend funds from the OCJP to conduct the Anti Drug Enforcement Program, as follows:



\$131,663.00

For project entitled Anti  
Drug Abuse Enforcement  
Program

AYES: Commissioners Detrick, Feinstein, Rodriguez  
EXCUSED: Commissioner Hewlett  
ABSENT: Commissioner Low

PRESENTATION OF REVISED GENERAL ORDERS FOR REVIEW

Commissioner Hewlett asked the matter over to  
July 7th.

Captain Molinari, Planning, commended Sherman  
Ackerson and Duane Tully for their efforts in the  
revised general orders.

PUBLIC COMMENTS

Rachel Letterman, National Lawyers' Guild,  
addressed the Commission.

HEARING ON CHARGES FILED AGAINST POLICE OFFICERS  
JAMES LASSUS, MEDICAL LIAISON AND STEVEN SHANAHAN,  
RICHMOND STATION (FILE NOS. C12-159 and C12-160 EAC)

The hearing of Police Officer James Lassus,  
Central Station/Medical Liaison, was called it having  
been set for this date. Officer Lassus was charged  
with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Failure to properly secure the control and safety  
of a prisoner which constitutes a violation of  
General Order D-1, Rule A-37 and General Order  
D-11, Rule A-27 of the San Francisco Police  
Department;

in a properly verified complaint by Anthony D.  
Ribera, Chief of Police of the San Francisco Police  
Department.

Officer James Lassus appeared in person and was  
represented by Mr. Tito Torres, Attorney at Law.

Officer Steven Shanahan appeared in person and  
was represented by Ms. Sylvia Courtney, Attorney at  
Law.

Ms. Eleazar Aramburo, Attorney at Law, appeared  
on behalf of the Office of Citizen Complaints and the  
San Francisco Police Department.

Closing arguments were made by Ms. Aramburo, Mr.  
Torres and Ms. Courtney.

The Commission took the matter under submission  
and the following resolution was adopted:

RESOLUTION NO. 66-93

DECISION - HEARING OF OFFICER JAMES LASSUS, CENTRAL  
STATION/MEDICAL LIAISON

WHEREAS, on February 10, 1993, Anthony D. Ribera,  
Chief of Police of the San Francisco Police  
Department, made and served charges against Officer  
James P. Lassus, and





WHEREAS, the Commission having heard the matter, makes the following findings of fact as set forth in the following charges:

SPECIFICATION NO. 1

- (1) At all times herein mentioned, James P. Lassus, Star No. 2114, (hereinafter referred to as "the accused") was a police officer employed by the San Francisco Police Department and assigned to the Central Police Station (currently on medical disability);
- (2) As a police officer, the accused was and is responsible for knowing and obeying the rules, orders and procedures of the San Francisco Police Department;
- (3) On August 27, 1989, the accused was on-duty assigned to patrol duties in a marked police vehicle within the Central District;
- (4) On August 27, 1989, at or about 1600 hours, near 50 Turk Street, in the City and County of San Francisco, two citizens, Mr. Sanchez and Mr. Fahey, approached the accused and his partner, and stated that Mr. Sanchez was assaulted and his medication (phenobarbital) was stolen by a man with whom he was staying. Mr. Sanchez requested police assistance to retrieve the medication which he needed to prevent seizures;
- (5) As the accused and his partner were obtaining information from the two citizens, the suspect was observed exiting the apartment building located at 50 Turk Street;
- (6) The accused and his partner detained the suspect, Mr. Link, at the corner of Turk and Mason Street where the victim, Mr. Sanchez, identified Mr. Link as the suspect and alleged that the stolen medication was located in Room 25 at 50 Turk Street;
- (7) The accused and his partner arrested Mr. Link for the assault and the theft. Mr. Link was handcuffed with his hands behind his back and was taken by the accused and his partner to his apartment to retrieve the medication;
- (8) Although Mr. Link protested, the accused and his partner entered Mr. Link's apartment and located Mr. Sanchez' medication on a table near the front door;
- (9) The accused and his partner placed Mr. Link, who was handcuffed, on a sofa and left him there while his partner searched behind a wall picture for pornographic photos which Mr. Sanchez had alleged portrayed Mr. Link orally copulating young boys;
- (10) After his partner located the photographs, the accused entered the bedroom to see if there were any children in the apartment and found additional photographs;





- (11) Mr. Link, the prisoner, was left unattended on the sofa while the accused and his partner searched the apartment;
- (12) After the accused and his partner completed the search, Mr. Link stood and jumped through a closed window which was approximately six feet from the sofa where he had been left unattended;
- (13) Mr. Link fell face down from the second story window to a parking lot below;
- (14) Mr. Link was taken to San Francisco General Hospital where he was pronounced dead as a result of multiple traumatic injuries;
- (15) The accused, by leaving the prisoner, Mr. Link, unattended neglected his duty as a police officer to properly control and secure the prisoner which resulted in the death of the prisoner, a violation of Rule A-37 of General Order D-1 and Rule A-27 of General Order D-11, of the San Francisco Police Department, which states:

General Order D-1, Rule A-37:  
"Members shall be responsible for the custody, control and safety of all prisoners in their care until such prisoners have been formally remanded to the custody of another."

General Order D-11, Rule A-27:  
"A. Officers performing patrol functions shall:  
27. Be responsible for the security of prisoners in their custody."

and

WHEREAS, the hearing on said charges was held before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, May 12, 1993 and on Thursday, May 13, 1993 and on Wednesday, June 23, 1993, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Commission finds that the allegations contained in Specification No. 1, violation of General Order D-1, Rule A-37 and General Order D-11, Rule A-27 of the San Francisco Police Department, are not sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer James P. Lassus has not violated Specification No. 1, violation of General Order D-1, Rule A-37 and General Order D-11, Rule A-27, of the San Francisco Police Department; and be it further

RESOLVED, that it is the order of the Police Commission that said charges contained in Specification No. 1, violation of General Order D-1, Rule A-37 and General Order D-11, Rule A-27, of the San Francisco Police Department, be, and the same are hereby dismissed.



AYES: Commissioners Detrick, Feinstein, Hewlett,  
Rodriguez  
ABSENT: Commissioner Low

(The entire proceeding was taken in shorthand form by  
Ms. Linda Pransky, CSR.)

HEARING OF OFFICER STEVEN R. SHANAHAN, RICHMOND  
STATION

The hearing of Police Officer Steven Shanahan,  
Richmond Station, was called it having been set for  
this date. Officer Shanahan was charged with  
violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Failure to properly secure the control and safety  
of a prisoner which constitutes a violation of  
General Order D-1, Rule A-37 and General Order  
D-11, Rule A-27 of the San Francisco Police  
Department;

in a properly verified complaint by Anthony D.  
Ribera, Chief of Police of the San Francisco Police  
Department.

Officer James Lassus appeared in person and was  
represented by Mr. Tito Torres, Attorney at Law.

Officer Steven Shanahan appeared in person and  
was represented by Ms. Sylvia Courtney, Attorney at  
Law.

Ms. Eleazar Aramburo, Attorney at Law, appeared  
on behalf of the Office of Citizen Complaints and the  
San Francisco Police Department.

Closing arguments were made by Ms. Aramburo, Mr.  
Torres and Ms. Courtney.

The Commission took the matter under submission  
and the following resolution was adopted:

RESOLUTION NO. 66-93

DECISION - HEARING OF OFFICER STEVEN R. SHANAHAN,  
RICHMOND STATION

WHEREAS, on February 10, 1993, Anthony D. Ribera,  
Chief of Police of the San Francisco Police  
Department, made and served charges against Officer  
Steven R. Shanahan, and

WHEREAS, the Commission having heard the matter,  
makes the following findings of fact as set forth in  
the following charges:

SPECIFICATION NO. 1

- (1) At all times herein mentioned, Steven R.  
Shanahan, Star No. 1818, (hereinafter  
referred to as "the accused") was a police  
officer employed by the San Francisco Police  
Department and assigned to the Central  
Police Station (now assigned to Richmond  
Station);





- (2) As a police officer, the accused was and is responsible for knowing and obeying the rules, orders and procedures of the San Francisco Police Department;
- (3) On August 27, 1989, the accused was on-duty assigned to patrol duties in a marked police vehicle within the Central District;
- (4) On August 27, 1989, at or about 1600 hours, near 50 Turk Street, in the City and County of San Francisco, two citizens, Mr. Sanchez and Mr. Fahey, approached the accused and his partner, and stated that Mr. Sanchez was assaulted and his medication (phenobarbital) was stolen by a man with whom he was staying. Mr. Sanchez requested police assistance to retrieve the medication which he needed to prevent seizures;
- (5) As the accused and his partner were obtaining information from the two citizens, the suspect was observed exiting the apartment building located at 50 Turk Street;
- (6) The accused and his partner detained the suspect, Mr. Link, at the corner of Turk and Mason Street where the victim, Mr. Sanchez, identified Mr. Link as the suspect and alleged that the stolen medication was located in Room 25 at 50 Turk Street;
- (7) The accused and his partner arrested Mr. Link for the assault and the theft. Mr. Link was handcuffed with his hands behind his back and was taken by the accused and his partner to his apartment to retrieve the medication;
- (8) Although Mr. Link protested, the accused and his partner entered Mr. Link's apartment and located Mr. Sanchez' medication on a table near the front door;
- (9) The accused and his partner placed Mr. Link, who was handcuffed, on a sofa and left him there while his partner searched behind a wall picture for pornographic photos which Mr. Sanchez had alleged portrayed Mr. Link orally copulating young boys;
- (10) After his partner located the photographs, the accused entered the bedroom to see if there were any children in the apartment and found additional photographs;
- (11) Mr. Link, the prisoner, was left unattended on the sofa while the accused and his partner searched the apartment;
- (12) After the accused and his partner completed the search, Mr. Link stood and jumped through a closed window which was approximately six feet from the sofa where he had been left unattended;
- (13) Mr. Link fell face down from the second story window to a parking lot below;



- (14) Mr. Link was taken to San Francisco General Hospital where he was pronounced dead as a result of multiple traumatic injuries;
- (15) The accused, by leaving the prisoner, Mr. Link, unattended neglected his duty as a police officer to properly control and secure the prisoner which resulted in the death of the prisoner, a violation of Rule A-37 of General Order D-1 and Rule A-27 of General Order D-11, of the San Francisco Police Department, which states:

General Order D-1, Rule A-37:

"Members shall be responsible for the custody, control and safety of all prisoners in their care until such prisoners have been formally remanded to the custody of another."

General Order D-11, Rule A-27:

"A. Officers performing patrol functions shall:

27. Be responsible for the security of prisoners in their custody."

and

WHEREAS, the hearing on said charges was held before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, May 12, 1993 and on Thursday, May 13, 1993 and on Wednesday, June 23, 1993, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Commission finds that the allegations contained in Specification No. 1, violation of General Order D-1, Rule A-37 and General Order D-11, Rule A-27 of the San Francisco Police Department, are not sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Steven R. Shanahan has not violated Specification No. 1, violation of General Order D-1, Rule A-37 and General Order D-11, Rule A-27, of the San Francisco Police Department; and be it further

RESOLVED, that it is the order of the Police Commission that said charges contained in Specification No. 1, violation of General Order D-1, Rule A-37 and General Order D-11, Rule A-27, of the San Francisco Police Department, be, and the same are hereby dismissed.

AYES: Commissioners Detrick, Feinstein, Hewlett, Rodriguez

ABSENT: Commissioner Low

(The entire proceeding was taken in shorthand form by Ms. Linda Pransky, CSR.)

Thereafter, the meeting was adjourned at 7:25 p.m.



Lieutenant Manuel Barretta  
Secretary

THE POLICE COMMISSION

1137/rc/W/6981M





30/93  
// The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JUNE 30, 1993

REGULAR MEETING

MISSION DISTRICT  
HORACE MANN MIDDLE SCHOOL AUDITORIUM  
23RD AND VALENCIA STREETS  
6:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Police Commission Report
  - a. Motion on Calendaring of New Matters
4. Chief's Report to the Police Commission
5. OCC Director's Report to the Police Commission
6. Captain George Kowalski, Commanding Officer, Mission Station, to Address the Commission on Police Activities in the Mission District
7. Public Comments





JUNE 30, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in the Mission District at the Horace Mann Middle School Auditorium, 23rd and Valencia Streets, at 6:00 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Hewlett, Low, Rodriguez

ABSENT: Commissioner Detrick

POLICE COMMISSION REPORT

Commissioner Low greeted the audience and introduced the Commission, Department staff, OCC and welcomed the Modesto Police Chief. Commissioner Low further announced there will be no Commission meeting on the 14th of July or the 21st. Next meeting will be July 28th. Final report regarding Gerard matter will be on the agenda of August 4th.

CHIEF'S REPORT TO THE POLICE COMMISSION

Deputy Chief Reed in place of Chief Ribera defers any report to Captain Kowalski of the Mission District.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Porter welcomed the audience and discussed the OCC budget and staffing cuts of four percent within her office. She stated that it will have catastrophic results on the efforts of her office.

Commissioner Low announced the Commission will explore ways to restore the positions if possible.

CAPTAIN GEORGE KOWALSKI, COMMANDING OFFICER, MISSION STATION, TO ADDRESS THE COMMISSION ON POLICE ACTIVITIES IN THE MISSION DISTRICT

Captain Kowalski, Mission Station, discussed the present efforts of members of the Mission Station, identified concerns and problems and what station personnel are doing to combat those problems.

PUBLIC COMMENTS

Hilda Bernstein discussed the number of officers working versus the number of officers assigned and stated more officers are needed. She presented a copy of a petition to the Commission and discussed a meeting with Chief Ribera and read a letter.

Claudia Powell complimented Captain Kowalski and discussed lack of appropriate staffing. She talked of the 85 officers being reinstated. She further discussed fireworks in the Bernal Dwelling area and also numerous calls to 553-0123 and asked for increase staffing.

Connie Weber talked of juvenile problems and discussed the need for enforcement of a curfew. Deputy Chief Petrini addressed her concerns and stated that the department is working with the City Attorney to possibly change the curfew law.

Andy Solo discussed crime involving repeat offenders and called for service. He presented a letter to the Commission and asked for enforcement of numerous misdemeanors.

Unidentified discussed icec problems with police harassing Kowalski responded regarding pr Commissioner Hewlett discus Attorney to research requiremen to these vendors and asked the report on the next meeting on J

Unidentified talked of poli taking merchandise off a street that he was treated like a crim support of the Commission. He officers destroying merchandise vending zone and asked that the laws be changed to permit sale

Unidentified discussed prot regarding street vending.

Unidentified discussed prol vendor.

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Jose Sanchez discussed soc Sharon Sloan, resident 25tl

discussed problems regarding v they're put through.

Ross Ward discussed proble and after calling numerous tim response.

Property owner, Mission Di enforcement of permit procedur

Unidentified discussed lac Commission meetings and asked

Mission Station meet with the guns and drugs in the communit

Herman Martinez talked of and no actions against drug de

of harassment by police and as support for gang suppression.

Commissioner Low responded will look at each of these mat

basis.

Unidentified discussed vic treatment and conditions for

George discussed Sanctuar police violates that ordinance

the destruction of property o police.


Rose Chuchioau discussed addressing the Commission bei rude.

Unidentified resident dis life in the Mission.

David Sparrow, resident, in the 15th, 16th and Mission

Commission for a program agai the area.

Thereafter, the meeting w

  
Lieutenant Manuel Barreto  
Secretary  
THE POLICE COMMISSION

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Unidentified discussed icecream vendors and problems with police harassing the vendors. Captain Kowalski responded regarding problems with vendors. Commissioner Hewlett discussed and asked the City Attorney to research requirements for issuing permits to these vendors and asked the City Attorney to report on the next meeting on July 7th.

Unidentified talked of police harassing and taking merchandise off a street vendor. He stated that he was treated like a criminal and asked for support of the Commission. He further discussed officers destroying merchandise and asked for free vending zone and asked that the Commission that the laws be changed to permit sale with no permits.

Unidentified discussed problems with police regarding street vending.

Unidentified discussed problems as a street vendor.

Unidentified talked of being denied a permit after applying and discussed the permit process.

Jose Sanchez discussed social program cuts.

Sharon Sloan, resident 25th and Mission, discussed problems regarding vendors and the process they're put through.

Ross Ward discussed problems with communications and after calling numerous times receiving no response.

Property owner, Mission District, asked for enforcement of permit procedure.

Unidentified discussed lack of bilingual Commission meetings and asked that officers of Mission Station meet with the community regarding guns and drugs in the community.

Herman Martinez talked of harassment of vendors and no actions against drug dealers. Also complained of harassment by police and asked the Commission's support for gang suppression.

Commissioner Low responded that the department will look at each of these matters on a case by case basis.

Unidentified discussed violence in the Mission and treatment and conditions for the residence.

George discussed Sanctuary Ordinance and that the police violates that ordinance and also complained of the destruction of property of street vendors by police.

Rose Chuchioau discussed actions of person addressing the Commission being disrespectful and rude.

Unidentified resident discussed Sanctuary law and life in the Mission.

David Sparrow, resident, discussed heroin dealers in the 15th, 16th and Mission area and asked the Commission for a program against reckless drivers in the area.

Thereafter, the meeting was adjourned.



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JULY 7, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID G. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Police Commission Report
  - a. Motion on Calendaring of New Matters
4. Assignment of a Commissioner and Setting of Date to Conduct Taking of Evidence in the Disciplinary Charges filed against Police Officer Vladimir Shegoleff, Mission Station (File No. C23-228 JWA)
5. Chief's Report to the Police Commission
6. OCC Director's Report to the Police Commission
7. Recommendation of the Awards Committee
8. Status Report on Schedule of Discipline
9. Presentation of Revised General Orders for Review
10. Discussion and Action re: General Order D-18, "Use of Drugs by Members"
11. Request by the Chief of Police for Approval of License Agreement at Unit 3100, Stonestown Galleria, as a Temporary Taraval Police Station
12. Public Comments
13. Hearing on Charges Filed Against Police Officer Andrea Joseph, Potrero Station (File No. C23-150 JWA)

NOTE: There will be no Regular Meetings on July 14, 1993 and July 21, 1993. The next Regular Meeting will be on Wednesday, July 28, 1993.

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JULY 7, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Hewlett, Low, Rodriguez

ABSENT: Commissioner Detrick

POLICE COMMISSION REPORT

Commissioner Low announced that there will be no meeting on July 14th and the 21st. Commissioner Low discussed shooting at 101 California Street and commends Commander Holder and the members who were present included Deputy Chief Reed, Deputy Chief Laubert and Deputy Chief Petrini. Commissioner Low discussed what can be learned from such a serious situation and he appointed Commissioner Rodriguez to examine the response and events of 101 California Street and asked Commissioner Rodriguez to report back to the full Commission when completed. Commissioner Low discussed the five minute response time by police and the changes that are taking place in Communications. Captain Molinari of Planning will be liaison with Commissioner Rodriguez.

Commissioner Hewlett then complimented the officers who were involved in the visit of President Clinton less than 72 hours after 101 California incident. She thanked the Investigations Bureau for their efforts during that presidential visit.

RESOLUTION NO. 69-93

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO CONDUCT TAKING OF EVIDENCE IN THE DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER VLADIMIR SHEGOLEFF, MISSION STATION

WHEREAS, the assignment of a Commissioner and setting of a date to conduct taking of evidence in the disciplinary charges filed against Officer Vladimir Shegoleff, Mission Station, was called it having been set for this date; and

WHEREAS, Commissioner Harry W. Low is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Shegoleff; therefore be it

RESOLVED, that Commissioner Low is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Shegoleff and is to be set at a later date.

AYES: Commissioners Feinstein, Hewlett, Low, Rodriguez

ABSENT: Commissioner Detrick

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera advised the Commission that Commander Arnold, due to medical reasons, is off for a period of time and he is appointing Captain Dennis Martel as Commander until Commander Arnold's return. He is also appointing two captains, Gregory Corales

and David Maron. He also appointed lieutenants, James Leach and then addressed the Commission on California Street and stated reveals the dispatchers did stress. He stated that Lt. investigation in the preliminary conference will be held on Friday that Admiral John Bitoff, Of Service, will look at dispatch third party. Commissioners review the reports with the

OCC DIRECTOR'S REPORT TO THE

No report.

RECOMMENDATION OF THE AWARDS

Commissioner Rodriguez discussed the Awards Committee and actions performed by the officers. Commissioner Rodriguez, second Hewlett to approve the awards. Rodriguez asked that the full Officer Zamagni one month's salary a gold medal. Petition was a Officer Zamagni's one month's

RESOLUTION NO. 70-93

AWARDS GRANTED TO MEMBERS OF

WHEREAS, the following names of Police Department have been in service under the provisions Sections 1-A and 1-C of the San Francisco Police Department, as approved by the Thursday, June 24, 1993; and

WHEREAS, Chief of Police recommended to the Police Commission members be rewarded under the 8.405(a)(4) of the Charter of San Francisco; therefore be it

RESOLVED, that Officer Jo awarded the Gold Medal of Valor reward of a full month's salary

RESOLVED, that Sergeant D Raymond Kilroy, Officer James Lewis, Officer John Newman, Officer Thomas Smith, Officer Allen Yip and Officer Joseph are hereby awarded the Silver granted rewards of \$300.00 each under said Section of the Charter

RESOLVED, that Sergeant K Louis Espinda, Sergeant Henry Androvich, Officer Carmelo Dell Agostino, Officer Ricardo Julian Hill, Officer David Kuc Lannom, Officer Curtis Lum, Officer Michael Regalia, are awarded the Bronze Medals of Valor rewards of \$150.00 each, as provided in Section of the Charter; and be





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and David Maron. He also appointed two temporary lieutenants, James Leach and Dirk Beijen. The Chief then addressed the Commission regarding 101 California Street and stated that preliminary review reveals the dispatchers did excellent under extreme stress. He stated that Lt. Lorin is conducting an investigation in the preliminary reports and a press conference will be held on Friday. He further stated that Admiral John Bitoff, Office of Emergency Service, will look at dispatch as an independent third party. Commissioners Low and Rodriguez will review the reports with the Chief when completed.

#### OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

No report.

#### RECOMMENDATION OF THE AWARDS COMMITTEE

Commissioner Rodriguez discussed the meeting of the Awards Committee and addressed some of the actions performed by the officers. Motion by Commissioner Rodriguez, second by Commissioner Hewlett to approve the awards and Commissioner Rodriguez asked that the full Commission award Officer Zamagni one month's salary for being awarded a gold medal. Petition was approved, the awards and Officer Zamagni's one month's salary, 4-0.

#### RESOLUTION NO. 70-93

#### AWARDS GRANTED TO MEMBERS OF THE POLICE DEPARTMENT

WHEREAS, the following named members of the Police Department have been commended for courageous service under the provisions of General Order 0-5, Sections 1-A and 1-C of the San Francisco Police Department, as approved by the Awards Committee on Thursday, June 24, 1993; and

WHEREAS, Chief of Police Anthony D. Ribera has recommended to the Police Commission that the said members be rewarded under the provisions of Section 8.405(a)(4) of the Charter of the City and County of San Francisco; therefore be it

RESOLVED, that Officer Joseph Zamagni is hereby awarded the Gold Medal of Valor and granted the reward of a full month's salary; and be it further

RESOLVED, that Sergeant Dirk Beijen, Sergeant Raymond Kilroy, Officer James Garrity, Officer John Lewis, Officer John Newman, Officer Robert Ramos, Officer Thomas Smith, Officer Steven Wonder, Officer Allen Yip and Officer Joseph Zamagni, be, and they are hereby awarded the Silver Medals of Valor and granted rewards of \$300.00 each, as provided for under said Section of the Charter; and be it further

RESOLVED, that Sergeant Kitt Crenshaw, Sergeant Louis Espinda, Sergeant Henry Parra, Officer Michael Androvich, Officer Carmelo D'Angelo, Officer Richard Dell Agostino, Officer Ricardo Galande, Officer Julian Hill, Officer David Kucia, Officer Richard Lannom, Officer Curtis Lum, Officer Brian Normandy and Officer Michael Regalia, be, and they are hereby awarded the Bronze Medals of Valor and granted rewards of \$150.00 each, as provided for under said Section of the Charter; and be it further





RESOLVED, that Lieutenant William Petrie, Inspector Lewis Bronfeld\*\*, Inspector John Cleary\*, Inspector James Dudley, Inspector John Marotto, Inspector Ken Moses, Officer Louis Cassanego, Officer Ana Lee, Officer Daniel Mahoney, Officer Harry Pearson, Officer Pete Siragusa and Officer Geoffrey Williams, be, and they are hereby awarded the Meritorious Conduct Awards and granted a reward of \$150.00 each, as provided for under said Section of the Charter.

(\* denotes three Meritorious Conduct Awards)  
(\*\* denotes four Meritorious Conduct Awards)

AYES: Commissioners Feinstein, Hewlett, Low, Rodriguez  
ABSENT: Commissioner Detrick

#### STATUS REPORT ON SCHEDULE OF DISCIPLINE

Commissioner Hewlett announced Schedule of Discipline is being reviewed by the City Attorney.

John Crew addressed concerns.

Linda Ross talked of changes and review and will report back to the Commission.

#### PRESENTATION OF REVISED GENERAL ORDERS FOR REVIEW

Over to July 28th for status report to be calendared later for adoption.

#### DISCUSSION AND ACTION RE: GENERAL ORDER D-18, "USE OF DRUGS BY MEMBERS"

Over to July 28th for adoption.

#### REQUEST BY THE CHIEF OF POLICE FOR APPROVAL OF LICENSE AGREEMENT AT UNIT 3100, STONESTOWN GALLERIA, AS A TEMPORARY TARAVAL POLICE STATION

Captain Suttmeier, Richmond Station, made the presentation. Motion by Commissioner Rodriguez, second by Commissioner Hewlett. Approved 4-0.

#### RESOLUTION NO. 71-93

#### REQUEST BY THE CHIEF OF POLICE FOR APPROVAL OF LICENSE AGREEMENT AT UNIT 3100, STONESTOWN GALLERIA, AS A TEMPORARY TARAVAL POLICE STATION

WHEREAS, the Police Department is in the process of renovating the Parkside Police Station, located at 1200 Taraval Street; and

WHEREAS, in order to accomplish the necessary construction work, the station will have to temporarily relocate its administrative section to another location; and

WHEREAS, the proposed resolution would authorize use of Unit 3100, located at the northeast corner of 20th Avenue and Buckingham Way in the Stonestown Shopping Complex, the former site of C & R Clothiers/automobile dealership; and

WHEREAS, the subject agreement (Unit 3100) is appropriate and the Police Department premises as a temporary Tar

WHEREAS, the term of the agreement begin upon execution by all a twelve (12) month period \$5,000.00 per month; therefor

RESOLVED, that the Police Department approves the request of the approval of the License Agreement at Stonestown Galleria, as a temporary Police Station.

AYES: Commissioners Feinstein, Rodriguez  
ABSENT: Commissioner Detrick

#### PUBLIC COMMENTS

Katherine Brobowski discussed crime problems at Sutter and talked of no police res

Jim Anderson, cab driver, discussed the killing of cab driver Star weeks ago and found in Richmond. Anderson stated that he is not handling even though Richmond. He demand an investigation from the San Francisco Police and asked for a letter of condolence.

Commissioner Low asked adjourned in memory of Star. Chief Ribera stated that matter and inform Mr. Anderson investigation.

Unidentified cab driver discussed devices.

Carl Rolph, cab driver, discussed that San Francisco should investigate Star Hayes.

Al Hall, business manager, discussed have added five thousand dollars to the killer of Star Hayes and work in liaison with Richmond.

Tom Diaz, cab driver, discussed safety equipment.

Ed Burke, driver DeSoto, discussed that San Francisco Police are not doing homicide in Richmond.

John Crew discussed OCC department to send a letter to vacated positions cut out of

Betty discussed her complaint against police on a complaint regarding stalking.

#### HEARING OF POLICE OFFICER AT STATION

The hearing of Police Officer Potrero Station, was called this date. Officer Joseph discussed the Rules and Procedures at





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WHEREAS, the subject area of the license agreement (Unit 3100) is approximately 4.500 square feet and the Police Department intend to occupy the premises as a temporary Taraval Police Station; and

WHEREAS, the term of the license agreement shall begin upon execution by all parties, and continue for a twelve (12) month period at a rental rate of \$5,000.00 per month; therefore be it

RESOLVED, that the Police Commission hereby approves the request of the Chief of Police for approval of the License Agreement at Unit 3100, Stonestown Galleria, as a temporary Taraval Police Station.

AYES: Commissioners Feinstein, Hewlett, Low, Rodriguez

ABSENT: Commissioner Detrick

#### PUBLIC COMMENTS

Katherine Brobowski discussed drugs, panhandling and crime problems at Sutter and Stockton Street area and talked of no police response.

Jim Anderson, cab driver, discussed recent killing of cab driver Star Hayes who was killed two weeks ago and found in Richmond, California. Mr. Anderson stated that he is upset that San Francisco is not handling even though the homicide is in Richmond. He demand an investigation by San Francisco Police and asked the Mayor to send a letter of condolence.

Commissioner Low asked that the meeting be adjourned in memory of Star Hayes.

Chief Ribera stated that he will look into the matter and inform Mr. Anderson of the status of the investigation.

Unidentified cab driver discussed guns and safety devices.

Carl Rolph, cab driver, discussed his concerns that San Francisco should investigate the killing of Star Hayes.

Al Hall, business manager City Cab, stated they have added five thousand dollars to the reward for the killer of Star Hayes and suggested the Department work in liaison with Richmond P.D.

Tom Diaz, cab driver, discussed problems with safety equipment.

Ed Burke, driver DeSoto Cab, asked why San Francisco Police are not doing anything regarding homicide in Richmond.

John Crew discussed OCC budget and asked the department to send a letter for support to reinstate vacated positions cut out of the OCC budget.

Betty discussed her complaints and no action by police on a complaint regarding being the victim of stalking.

#### HEARING OF POLICE OFFICER ANDREA JOSEPH, POTRERO STATION

The hearing of Police Officer Andrea Joseph, Potrero Station, was called it having been set for this date. Officer Joseph was charged with violating the Rules and Procedures as follows:





SPECIFICATION NO. 1

Engaging in conduct which subverts the good order, efficiency and discipline of the department and which brings discredit on the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 2

Failure to maintain herself in a fit condition to perform police duties while carrying a firearm off-duty (violation of Rule Paragraph III, D of General Order D-4 of the San Francisco Police Department);

in a properly verified complaint by Anthony D. Ribera, Chief of Police of the San Francisco Police Department.

Officer Andrea Joseph appeared in person and was represented by Mr. Earl Disselhorst, Attorney at law.

Mr. Jerry W. Akins, Attorney at Law, appeared on behalf of the San Francisco Police Department.

Mr. Akins made a motion that Specification No. 2 be withdrawn. Based on the department's motion, the President of the Commission ordered that Specification No. 2 be ordered off calendar.

Mr. Earl Disselhorst entered a plea of no contest on Specification No. 1 on behalf of Officer Joseph. The President of the Commission voir dired Officer Joseph who affirmed that she is pleading no contest to Specification No. 1.

The Police Commission unanimously approved and accepted the plea of Officer Joseph and sustained Specification No. 1.

The Commission requested a recommendation from Chief of Police Anthony D. Ribera. The following recommendation was made by the Chief of Police:

SPECIFICATION NO. 1

Thirty (30) days suspension

The Commission took the matter under submission and the following resolution was adopted:

RESOLUTION NO. 72-93

DECISION - HEARING OF OFFICER ANDREA JOSEPH, POTRERO STATION

WHEREAS, on March 24, 1993, Anthony D. Ribera, Chief of Police of the San Francisco Police Department, made and served charges against Police Officer Andrea Joseph, and

WHEREAS, the Commission having heard the matter, makes the following findings of fact as set forth in the following charges:

SPECIFICATION NO. 1

- (1) At all times here was and is a police officer of the San Francisco Police Department assigned to the Potrero Division;
- (2) As a police officer responsible for enforcing the rules, orders and regulations of the San Francisco Police Department;
- (3) On November 20, 1993, at approximately 10:00 hours, the accused, while driving a vehicle Southbound on Buena Street in the County of Alameda, violated the speed limit on San Pablo Avenue and observed a pedestrian abruptly because observed a pedestrian without the right of way to avoid the pedestrian;
- (4) On November 20, 1993, at approximately 10:00 hours, the accused, while driving a vehicle Southbound on Buena Street in the County of Alameda, violated the speed limit on San Pablo Avenue and observed a pedestrian abruptly because observed a pedestrian without the right of way to avoid the pedestrian;
- (5) The CHP officer San Pablo Avenue Yerbera Buena Street approached the accused vehicle, which the accused rolled down and the CHP officer of an alcoholic accused when she acknowledged to been drinking; the accused out of her swayed on her feet drivers license, produce; the CHP accused had slur the CHP officer tests which he did not successfully arrested for violation of Section 23152(a).
- (6) After the arrest breathalyzer tests 0243 hours on November 20, 1993, resulted in a first sample contained alcohol by weight Code Section 231 unlawful to drive with a blood alcohol content of more than 0.08 blood.
- (7) The accused, by while under the violation of California Vehicle Code sections 23152(a).



SPECIFICATION NO. 1

- (1) At all times herein mentioned the accused was and is a police officer, employed by the San Francisco Police Department and assigned to the Potrero District;
- (2) As a police officer, the accused was and is responsible for knowing and obeying the rules, orders and procedures of the San Francisco Police Department;
- (3) On November 20, 1992, at or about 0220 hours, the accused operated her motor vehicle Southbound on San Pablo Avenue approaching its intersection with Yerba Buena Street in the City of Emeryville, County of Alameda, State of California;
- (4) On November 20, 1992, at or about 0220 hours, the accused drove her automobile at a rate of speed in excess of the posted speed limit on San Pablo Avenue. A member of the California Highway Patrol (CHP) followed the accused as she drove South on San Pablo Avenue and observed her as she caused a vehicle exiting a parking space to brake abruptly because of her speeding and observed a pedestrian in a cross walk jump out of the way as the accused approached the pedestrian without slowing down or swerving to avoid the pedestrian;
- (5) The CHP officer effected a traffic stop on San Pablo Avenue near its intersection with Yerba Buena Street; the CHP officer approached the accused as she sat in her vehicle, which is a pick up truck; the accused rolled down the drivers side window and the CHP officer sensed the strong odor of an alcoholic beverage emanating from the accused when she spoke; the accused acknowledged to the CHP officer that she had been drinking; the CHP officer ordered the accused out of her vehicle, the accused swayed on her feet while searching for her drivers license, which she could not produce; the CHP officer observed that the accused had slurred speech and watery eyes; the CHP officer administered field sobriety tests which he determined the accused did not successfully complete; the accused was arrested for violation of Vehicle Code Section 23152(a);
- (6) After the arrest, the accused completed a breathalyzer test which was administered at 0243 hours on November 20, 1992; the test resulted in a finding that the breath samples contained 0.16 and 0.15 percent alcohol by weight, a violation of Vehicle Code Section 23152(b) which makes it unlawful to drive a motor vehicle with more than 0.08 blood alcohol by weight;
- (7) The accused, by operating a motor vehicle while under the influence of alcohol in violation of California Vehicle Code sections 23152(a) and 23152(b), has engaged





in conduct which violates Rule A-9 of General Order D-1 of the San Francisco Police Department which states:

"Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures, shall be considered unofficer-like conduct triable and punishable by the Board."

SPECIFICATION NO. 2

- (8) Paragraphs (1) through (7) of Specification No. 1 hereinabove are incorporated herein by reference and realleged by such reference as though set forth in full;
- (9) As said times and places alleged in Specification No. 1 above, the accused was carrying a loaded hand gun in her vehicle with her, the hand gun was between the front seats of her vehicle with an ammunition clip lying on the seat of the vehicle;
- (10) The accused by being intoxicated off-duty while carrying a weapon violated Paragraph III, D of General Order D-4 of the San Francisco Police Department which states:

"A member while off-duty and carrying a weapon shall not consume alcoholic beverages to the extent that he become intoxicated."

and

WHEREAS, a hearing on said charges was held before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, July 7, 1993 and on July 7, 1993, the matter was submitted to the Police Commission for decision; and

WHEREAS, based on Officer Andrea Joseph's plea of no contest, the Commission finds that the allegations contained in Specification No. 1, as preferred by Chief of Police Anthony Ribera against Officer Joseph are sustained; and the Commission adopts the sustained specification as its findings in this matter; therefore be it

RESOLVED, that based on these findings consistent with the Commission's duty to protect the health, safety and general welfare of the citizens of the City and County of San Francisco and the public in general, and in order to promote efficiency and discipline in the San Francisco Police Department, the Commission orders the following discipline be imposed:

SPECIFICATION NO. 1

Thirty (30) days suspension

SPECIFICATION NO. 2

Withdrawn by the Department

and be it further


RESOLVED, that the total (30) calendar days shall commence July 17, 1993 at 0001 hours and end August 15, 1993 at 2400 hours.

AYES: Commissioners Fein  
Rodriguez

ABSENT: Commissioner Detri

(The entire proceeding was  
Ms. Linda Pransky, CSR)

Thereafter, the meeting

  
Lieutenant Manuel Barre  
Secretary  
THE POLICE COMMISSION

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SPECIFICATION NO. 1

Thirty (30) days suspension

SPECIFICATION NO. 2


Withdrawn by the Department  
and be it further

RESOLVED, that the total suspension of thirty  
(30) calendar days shall commence on Saturday, July  
17, 1993 at 0001 hours and terminate on Sunday,  
August 15, 1993 at 2400 hours.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

(The entire proceeding was taken in shorthand form by  
Ms. Linda Pransky, CSR)

Thereafter, the meeting was adjourned at 7:10 p.m.

  
Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

1137/rc  
W/6993M





# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JULY 14, 1993

## SPECIAL MEETING

ROOM 551  
9:30 a.m.

Taking of Evidence by Commissioner Anthony D. Rodriguez in the Disciplinary Charges filed against Police Officer Matthew Gardner, Park Station (File No. C12-148 EA) and Police Officer Roland Wing, Park Station (File No. C12-150 EA)

(Continued from the Meeting of Tuesday, April 13, 1993)





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#2  
JULY 14, 1993

SPECIAL MEETING

PROCEDURAL HEARING FOR TAKING OF EVIDENCE IN THE  
CHARGES FILED AGAINST OFFICERS MATTHEW GARDNER AND  
ROLAND WING, PARK STATION

The hearing for taking of evidence in the disciplinary charges filed against Police Officers Matthew Gardner and Roland Wing, Park Station, was called at 9:35 p.m., it having been set for this date.

Ms. Elliazar Aramburo, Attorney at Law, appeared on behalf of the San Francisco Police Department and the Office of Citizen Complaints.

Mr. William Murphy, Attorney at Law, appeared on behalf of Officer Matthew Gardner.

Ms. Margaret Pendergast, Attorney at Law, appeared on behalf of Officer Roland Wing.

The following witnesses were called by the Prosecution, were sworn and testified:

Mr. Keith B. Hood  
Ms. Blanch Blackman

A motion was made by Ms. Pendergast, on behalf of Officer Wing, that charges filed against Officer Wing be dismissed.

A motion was made by Mr. Murphy, on behalf of Officer Gardner, that charges filed against Officer Gardner be dismissed.

The following witnesses were called by the Defense, were sworn and testified:

Officer Matthew Gardner  
Officer Roland Wing

The following exhibits were entered for identification by the Prosecution:


- |                 |   |
|-----------------|---|
| Exhibit No. 10A | Transcript Interview of Jeffrey Salerno, Peter Govia, Terry F., Lee Coleman, and John Morrau                        |
| Exhibit No. 15  | Statement of Keith B. Hood  |
| Exhibit No. 16  | OCC Complaint Form dated 1/8/91   |
| Exhibit No. 17  | Simmons Decision with Photo Spread  |
| Exhibit No. 18  | Copy of the Advice of Rights and Responsibilities; Rule A-21 of General Order D-1; Section I-B of General Order L-1 |
| Exhibit No. 19  | Copy of General Order D-1   |
| Exhibit No. 20  | Copy of General Order L-1   |
| Exhibit No. 21  | Copy of General Order F-4   |
| Exhibit No. 22  | Copy of Incident Report #910030519  |
| Exhibit No. 23  | Transcript Interview of Dr. Robert Osorio   |

The meeting was then a later date.

Recess taken during the Gardner and Wing:

10:45 a.m. t  
11:45 a.m. t  
12:30 p.m. t

(The entire proceeding was Mr. Dave Davenport, CSR., I

  
Lieutenant Manuel Barre  
Secretary  
THE POLICE COMMISSION

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## MEETING

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es; Rule A-21 of  
D-1; Section I-B  
or L-1

Order D-1

Order L-1

Order F-4

Report

tion of

The meeting was then adjourned to be continued on a later date.

Recess taken during the hearing of Officers Gardner and Wing:

10:45 a.m. to 11:00 a.m.  
11:45 a.m. to 11:55 a.m.  
12:30 p.m. to 01:35 p.m.

(The entire proceeding was taken in shorthand form by Mr. Dave Davenport, CSR., Henderschied & Associates.)



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
MONDAY, JULY 26, 1993

EXECUTIVE SESSION

555 Franklin Street, Room 107  
12:30 p.m.

Attorney-Client Conference

Civil Disturbance Guidelines Review Committee

Government Code 54956.9(b)(1)

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary







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**The Police Commission**  
CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JULY 28, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

EXECUTIVE SESSION

Room 505-2  
4:30 p.m.

Attorney-Client Conference

- a. Government Code 54956.9(b)(1)
- b. Claire Magaera v. CCSF





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# The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, JULY 28, 1993

## REGULAR MEETING

ROOM 551  
6:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meetings of March 17, 1993 and March 24, 1993
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Status Report re: Revised General Orders
9. Discussion and Adoption of General Order D-18, "Use of Drugs by Members"
10. Public Comments

## CONSENT CALENDAR

1. Request of the Chief of Police to Accept \$1,000.00 from Manou Mobedshahi, Owner of Savoy Hotel
2. Recommendation of the City Attorney for Settlement of the following claim:
  - a. Claire Magaera v. CCSF \$11,342.00
3. Request of the Chief of Police for Approval of Loss of Inventory Item, per Administrative Code Section 21.32





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JULY 26, 1993

EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in 555 Franklin Street, on Monday, July 26, 1993, at 12:30 p.m., in an Executive Session.

Attorney-Client Conference

Civil Disturbance Guidelines Review Committee  
Government Code 54956.9(b)(1)

JULY 28, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers at the Hall of Justice, Room 551, 850 Bryant Street, at 6:00 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Hewlett, Low,  
ABSENT: Commissioners Detrick, Rodriguez

APPROVAL OF MINUTES OF MEETINGS OF MARCH 17, 1993 AND  
MARCH 24, 1993

Approval of minutes of March 17, 1993 and March 24, 1993, the Commissioners having received, approved and returned copies of same.

APPROVAL OF CONSENT CALENDAR

Motion by Commissioner Feinstein, second by Commissioner Hewlett. Approved.

RESOLUTION NO. 74-93

APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO  
ACCEPT A \$1,000.00 DONATION FROM MR. MANOU  
MOBEDSHAH, OWNER OF SAVOY HOTEL

WHEREAS, the owner of the Savoy Hotel and Brasserie Savoy Restaurant, Mr. Manou Mobedshahi, had pledged monthly monetary contribution of \$1,000.00 in appreciation for the outstanding police services provided by the San Francisco Police Department; therefore be it

RESOLVED, that the Police Commission hereby authorizes the Chief of Police to accept a \$1,000.00 donation from Mr. Manou Mobedshahi, owner of the Savoy Hotel and Brasserie Savoy Restaurant.

AYES: Commissioners Feinstein, Hewlett, Low  
ABSENT: Commissioner Detrick, Rodriguez

RESOLUTION NO. 75-93

CLAIRE MAGAERA V. CCSF

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Claire Magaera v. CCSF" in Municipal Court No. 049-528 in the amount of \$11,342.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: October 25, 1989

AYES: Commissioners Feinstein, Hewlett, Low  
ABSENT: Commissioners Detrick, Rodriguez

RESOLUTION NO. 76-93

WHEREAS, the Police Department transferred police vehicle 1JQG391 to the City's tow lot; and

WHEREAS, Administrative Code requires the Department to return the vehicle to the purchaser;

WHEREAS, the Police Department has given notice to the purchaser that the vehicle requires notice of loss be given to the Supervisors to adjust the insurance, therefore be it

RESOLVED, that the Police Department requests the Purchaser to obtain approval of the Chief Administrative Officer and that the Police Department be reflective of the decision to release the California license number

AYES: Commissioners Feinstein, Hewlett, Low  
ABSENT: Commissioners Detrick, Rodriguez

POLICE COMMISSION REPORT

Commissioner Low addressed the Commission regarding 101 California and stated that he had been into the incident. Commissioners Feinstein and Hewlett have reviewed the report and decided not to release the report. Commissioner Hewlett read the report and stated that a full report on the incident will be available on the 101 California.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera addressed the Commission at the meeting he attended at the 101 California on July 27, 1993 regarding 101 California and Sanders and Hendrix of the 101 California lead investigators on the 101 California.

Chief Ribera discussed the ongoing investigation and he stated that the first four months and the actions of the Gang Abatement Unit.

Lieutenant Mike Pera discussed the Gang Abatement Program Enforcement in the 101 California and the Northern district. He also stated that three of the Gang Abatement Unit are in the Central District for per separate robberies.

PUBLIC COMMENTS

Taken out of order.

Juan Pifarre, publisher of the San Francisco Examiner, presented a petition to the Commission regarding 911 calls to Spanish speaking officers in the lack of number of officers. He also talked of communicating with the officers.



IVE SESSION

City and County of  
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an Executive Session.

Review Committee

R MEETING

City and County of  
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Rodriguez

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CHIEF OF POLICE TO  
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Rodriguez

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25, 1989

n, Hewlett, Low  
Rodriguez

RESOLUTION NO. 76-93

WHEREAS, the Police Department inadvertently transferred police vehicle California license number 1JQG391 to the City's tow contractor, who then sold it; and

WHEREAS, Administrative Code Section 21.32 requires the Department head to give written notice to the purchaser;

WHEREAS, the Police Department has given written notice to the purchaser the Administrative Code requires notice of loss be given to the Board of Supervisors to adjust the Department's inventory; now, therefore be it

RESOLVED, that the Police Commission hereby requests the Purchaser to recommend and seek the approval of the Chief Administrative Officer and Controller and that the Police Department's inventory be reflective of the decrease of one vehicle California license number 1JQG391.

AYES: Commissioners Feinstein, Hewlett, Low  
ABSENT: Commissioners Detrick, Rodriguez

POLICE COMMISSION REPORT

Commissioner Low addressed the audience regarding 101 California and stated the Commission is looking into the incident. Commissioners Feinstein and Hewlett have reviewed the tape and the Commission decided not to release the tape at this time. Commissioner Hewlett read the statement and further stated that a full report on the Gerard investigation report will be available on August 2nd.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera addressed the Commission regarding a meeting he attended at the Board of Supervisors on July 27, 1993 regarding 101 California. Inspectors Sanders and Hendrix of the Homicide Section are the lead investigators on the 101 California incident.

Chief Ribera discussed the Matrix investigation is ongoing and he stated that crime is down 10% for the first four months and Captain Minasian discussed the actions of the Gang Abatement Response Team.

Lieutenant Mike Pera discussed Robbery Abatement Program Enforcement in the Mission Corridor and in the Northern district. He discussed high visibility and also stated that three arrests have been made in the Central District for persons responsible for 21 separate robberies.

PUBLIC COMMENTS

Taken out of order.

Juan Pifarre, publisher of Horizonte Magazine, presented a petition to the Commission and discussed the delays regarding 911 calls. He further talked of Spanish speaking officers in the Mission District and the lack of number of officers at Mission Station. He also talked of communications with Latin speaking





officers. He asked the Commission to redefine priorities and not neglect the Mission District.

David Alianca talked of demonstrations at the Saint Francis Hotel and the actions of Officer John Velasquez. He further asked for a meeting with the Chief.

Rosario Anaya asked for equal protection by the police and talked of prostitution, drugs and gangs and asked the Commission to find solutions to this problems. Chief Ribera commented and responded that 12% of the Mission officers are bilingual speaking officers.

Alfredo talked of crime response and bilingual officers needed.

Ricardo Delgara discussed no continuity at Mission that the Captain assigned are transferred to frequently. He further stated that more officers are need on the street.

Gar talked of concern for people of color. He discussed the arrest of Kevin Brown on July 27, 1993 and asked charges be dropped.

Louise Vaughn, resident Geneva Towers, complained of racism and abuse at the Geneva Towers.

Maggie Olsen stated that if officers worked in the Mission, they should speak Spanish. She talked of trespassing charges being dismissed and discussed the Rodney King demonstration and stated the police should do something regarding the problems in the Mission.

Unidentified discussed a recent crime report and lack of action by the police.

John Barbi, vice president Liberty Hill Association, read a statement and talked of violations in the Mission and asked for more officers.

Tim Carico, Park District Haight Ashbury area, discussed civilian assistance and possible crime watch in the area. Also talked of cleaning up graffiti in the Ashbury area.

Virginia Conway discussed hazardous waste handling.

#### OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

John Parker for Alfreda Porter stated no report.

#### STATUS REPORT RE: REVISED GENERAL ORDERS

Linda Ross, city attorney, stated the City Attorney is still reviewing the revised general orders and asked that the matter be calendared for adoption in September. Commissioner Hewlett asked that the undocumented work order be calendared separately and as soon as possible. Chief responded that the department is presently working on it.


#### RESOLUTION NO. 73-93

#### ADOPTION OF GENERAL ORDER D-18, "USE OF DRUGS BY MEMBERS"

RESOLVED, that the Police Commission hereby approves the adoption of General Order D-18, "Use of Drugs by Members."

AYES: Commissioners For  
ABSENT: Commissioners De

Thereafter, the meet

  
Lieutenant Manuel Bar  
Secretary  
THE POLICE COMMISSION

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AYES: Commissioners Feinstein, Hewlett, Low  
ABSENT: Commissioners Detrick, Rodriguez

Thereafter, the meeting was adjourned at 8:20 p.m.

  
Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

/// CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, AUGUST 4, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meetings of April 7, 1993 and April 21, 1993
4. Police Commission Report
  - a. Motion on Calendaring of New Matters
5. Chief's Report to the Police Commission
6. OCC Director's Report to the Police Commission
7. Request of the Chief of Police for Approval of Proposed Amendments to the Municipal Police Code (Permit Fees)
8. Final Report Regarding Inspector Tom Gerard Investigation
9. Public Comments





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#2AUGUST 4, 1993REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, August 4, 1993, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Hewlett, Low  
ABSENT: Commissioners Detrick, Rodriguez

APPROVAL OF MINUTES OF MEETINGS OF APRIL 7, 1993 AND  
APRIL 21, 1993

Approval of minutes of April 7, 1993 and April 21, 1993, the Commissioners having received, approved and returned copies of same.

POLICE COMMISSION REPORT

Commissioner Low announced that there will be no meeting on August 11th. Next scheduled meeting will be August 18th in the district at St. Mary's Cathedral.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera introduced Captain Cullop regarding the Matrix investigation. Captain Cullop, Tenderloin Task Force, stated they will be attacking quality of life issues in the district, Tenderloin area, downtown and also serious crime. They are working with the Crime Prevention Company in increasing foot patrol and also is working with the mental outreach team two days a week coordinating with shelters.

Captain Cairns, Northern Station, discussed the enforcement efforts Post, Larkin, Geary to Sacramento Streets and the Civic Center Plaza also quality of life issues. He is also coordinating with homeless organizations for shelter of the homeless. He also discussed increased of robbery, graffiti and panhandling in the Mission District.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

John Parker stated no report this evening. He asked for copies of enforcement orders for August from the Chief.

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL OF PROPOSED AMENDMENTS TO THE MUNICIPAL POLICE CODE (PERMIT FEES)

Commissioner Low inquired regarding dealers and firearms on the proposed amendment. Farrell Suslow, from the Permits Bureau, responded. Commissioner Low suggested that the department look into more supervision and increase fees for dealers in firearm. Motion by Commissioner Hewlett, second by Commissioner Feinstein. 3-0.

RESOLUTION NO. 77-93APPROVAL OF PROPOSED AMENDMENTS TO THE MUNICIPAL POLICE CODE (PERMIT FEES)

WHEREAS, San Francisco Charter Section 6.402 requires that fees charged for the issuance and regulation of permit and license be equal to the cost of such issuance and regulation; and

WHEREAS, the Permit prepared and submitted current costs; therefore

RESOLVED, that the amending Municipal Police Code Sections 2.27 and 2.27.1 are hereby adopted by the Board of Supervisors for adoption.

AYES: Commissioners  
ABSENT: Commissioners

FINAL REPORT REGARDING INVESTIGATION

Commissioner Low m report is administrative civil disturbance guide not interfere with the discussed the report by itself. He stated that to adopt the report and three more weeks and within 25th or thereafter.

Commissioner Hewlett constructive criticism the report. She further left in the report in removed when discovered.

Peter Aviles comm investigation and state to identify that the offense and the nature of the that it was not his responsibility violations of Roy Bull was not a criminal conduct.

PUBLIC COMMENTS

John Crew, ACLU, discussed problems since the civil adopted. He commented report and the method.

Commissioner Feinstein and asked him to address criminal activity and regarding serious bodily section 422.6, 422.7 are not a felony.

Commissioner Hewlett Christine Totah, V statement and demanded and rewritten.

Doug Norbert discussed being included in the false information.

Juliette Spohnthorn Ecumenical Council read Mahaj Jabar, Coalition a statement.

Allan Solomonow, Audit Committee, read a statement Commission to participate August 30th.

Rachelle Letterman asked the Commission to disclosure of files of



WHEREAS, the Permit and Taxi Sections have prepared and submitted a schedule of fees reflecting current costs; therefore be it

RESOLVED, that the attached proposed ordinance amending Municipal Police Code Sections 2.26, 2.26.1, 2.27 and 2.27.1 are hereby transmitted to the Board of Supervisors for adoption.

AYES: Commissioners Feinstein, Hewlett, Low  
ABSENT: Commissioners Detrick, Rodriguez

FINAL REPORT REGARDING INSPECTOR TOM GERARD  
INVESTIGATION

Commissioner Low made a statement and stated the report is administrative in nature regarding the civil disturbance guidelines and the Commission can not interfere with the criminal investigation. He discussed the report background and the investigation itself. He stated that the Commission is not ready to adopt the report and will review for approximately three more weeks and will be recalendared on August 25th or thereafter.

Commissioner Hewlett commented and asked for constructive criticism, suggestions and comments of the report. She further stated that some names were left in the report inadvertently and had ordered them removed when discovered and that has been done.

Peter Aviles commented regarding the report, the investigation and stated that the investigation was to identify that the officer violated the guidelines and the nature of the violation. He further stated that it was not his responsibility to check into violations of Roy Bullocks. He further stated this was not a criminal conduct investigation.

PUBLIC COMMENTS

John Crew, ACLU, discussed the response and problems since the civil disturbance guidelines were adopted. He commented regarding the content of the report and the method of investigation.

Commissioner Feinstein discussed with John Crew and asked him to address the situation regarding criminal activity and to look at section 243 PC regarding serious bodily injury and also Penal Code section 422.6, 422.7 and planned acts of vandalism are not a felony.

Commissioner Hewlett responded to the concerns. Christine Totah, VP Arab American Club, read a statement and demanded that the report be rejected and rewritten.

Doug Norbert discussed the matter of his name being included in the report and asked why there is false information.

Juliette Spohntwomey from the Northern California Ecumenical Council read a statement.

Mahaj Jabar, Coalition Against Surveillance, read a statement.

Allan Solomonow, American Friends Service Committee, read a statement and invited the Commission to participate in the meeting to be held August 30th.

Rachelle Letterman, National Lawyer's Guild, asked the Commission to reject the reports and asked disclosure of files of various groups.





Keith McHenry, Food Not Bombs, discussed the department arresting people at Civic Center and complained of actions of department personnel.

Jill Tregor discussed her concerns regarding the report and Commissioner Hewlett to respond in writing with her concerns.

Marianne Torres, representing Arab groups, read a statement and discussed concerns.

President Palestinian Club read a statement regarding concerns of Arab Americans and asked the Commission to reject the reports.

Victoria Sowicki, union member, talked of concerns regarding information gathered on the union.

Paul Bernadino addressed the Commission and stated the report is a cover-up.

Camala Nakabe, Act-up, discussed rejecting the report.

Joel Vantreska read a statement and addressed his concerns regarding the guidelines and asked if interview tapes will be released and when will the list of files be released.

Maggie Olsen commented regarding the investigation and discussed her concerns regarding Gerard acting alone.


Olari McKinney discussed the report.

Sean Garrett, New Alliance Party, discussed new safeguards needed in new policy.

John Crew again thanked the Chief and the Commission for their support of OCC and discussed his concerns regarding the Matrix Enforcement Programs of the homeless persons and sleeping in the park.

Keith McHenry talked of problems in the Union Square area.

Thereafter, the meeting was adjourned at 8:25 p.m.

  
Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

1137/rc  
W/6995M

AUGUST 18, 1993

The Police Commission San Francisco met in N Cathedral, 1111 Gough 18, 1993 at 6:00 p.m.

PRESENT: Commissioner Rodriguez  
ABSENT: Commissioner

Commissioner Low g introduced the Police his staff.

APPROVAL OF MINUTES OF

Approval of minute Commissioners having r the copies of same.

APPROVAL OF CONSENT CA

RESOLUTION NO. 80-93

TAXICAB PERMIT APPLICA

WHEREAS, the San F pursuant to its author Municipal Police Code, who conducted hearings October 22, 1991, rega taxicab service in the Francisco and the requ and necessity therefor

WHEREAS, based upo hearings on public con the individual applica finds that the number as per Resolution No.

WHEREAS, the Commi May 27, 1992, based on meeting that public co required the operation hire permits; therefor

RESOLVED, that Sus application and the Sa certification, is qual for hire permit, that be granted and shall b standards published by with applicable sectio Municipal Code, and sh Susan Ramsey.

AYES: Commissioners Rodriguez  
ABSENT: Commissioner

POLICE COMMISSION REPOI

Commissioner Hewle matters for September comments regarding Sch General Order D-17.







11  
The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

111  
CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
TUESDAY, AUGUST 17, 1993

SPECIAL MEETING

ROOM 551  
9:00 a.m.

Taking of Evidence by Commissioner Anthony Rodriguez in  
the Disciplinary Charges filed against Police Officer  
John A. Mino, Jr., Northern Station (File No. C23-153 JWA)

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# The San Francisco Police Department Northern Station

The Police Commission will hold it's regular weekly meeting in the Northern Police District on August 18, 1993. Captain Richard Cairns, Commanding Officer of Northern Station invites the public to attend this meeting. This is an opportunity to express your views directly to the Police Commission and the Command Staff of the Police Department.

Where: St. Mary's Cathedral  
1111 Gough St., Room C

When: Wednesday, August 18, 1993  
6:00 PM







The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, AUGUST 18, 1993

REGULAR MEETING

NORTHERN POLICE DISTRICT  
ST. MARY'S CATHEDRAL  
1111 Gough Street, Room C

6:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meeting of May 5, 1993
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Assignment of a Commissioner and Setting of Date to Conduct Taking of Evidence in the Disciplinary Charges filed against Police Officer Ernest Chapman, Southern Station (File No. C34-029 JWA)
7. Assignment of a Commissioner and Setting of Date to Conduct Taking of Evidence in the Disciplinary Charges filed against Police Officer Michael Pawsey, Taraval Station (File No. C23-083 JWA)
8. Chief's Report to the Police Commission
9. OCC Director's Report to the Police Commission
10. Request of the Chief of Police to Appropriate \$130,000 from the Narcotics Forfeiture and Asset Seizure Fund to Fund the First Installment Payment on an 800 Mhz Radio System
11. Captain Richard Cairns, Commanding Officer, Northern Station, to Address the Commission on Police Activities in the Northern Station
12. Public Comments





The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

CONSENT CALENDAR  
POLICE COMMISSION MEETING  
WEDNESDAY, AUGUST 18, 1993

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AUG 17 1993

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President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Request of the Chief of Police for Approval of Taxicab  
Owners Permit for Ms. Susan C. Ramsey



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urned at 8:25 p.m.

AUGUST 18, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in Northern District at St. Mary's Cathedral, 1111 Gough Street, on Wednesday, August 18, 1993 at 6:00 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Hewlett, Low  
Rodriguez  
ABSENT: Commissioner Detrick

Commissioner Low greeted the audience and introduced the Police Commission and Chief Ribera and his staff.

APPROVAL OF MINUTES OF MEETING OF MAY 5, 1993

Approval of minutes of May 5, 1993, the Commissioners having received, approved and returned the copies of same.

APPROVAL OF CONSENT CALENDAR

RESOLUTION NO. 80-93

TAXICAB PERMIT APPLICATION OF SUSAN C. RAMSEY

WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that Susan C. Ramsey, based on his application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to Susan Ramsey.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Detrick

POLICE COMMISSION REPORT

Commissioner Hewlett asked to calendar two matters for September 15th. She asked that public comments regarding Schedule of Discipline and also General Order D-17.





Lieutenant Barretta advised the Commission regarding information received from Fire Chief Joseph Medina regarding the death of Fire Lieutenant Jerry Butler and Commission advised regarding funeral arrangements.

Commissioner Low then discussed the accomplishments of Lt. Butler as a member of the San Francisco Fire Department and paid tribute to him. He also stated the meeting will be adjourned in memory of Lt. Jerry Butler.

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO CONDUCT TAKING OF EVIDENCE IN THE DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER ERNEST CHAPMAN, SOUTHERN STATION

Off calendar.

RESOLUTION NO. 78-93

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO CONDUCT TAKING OF EVIDENCE IN THE DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER MICHAEL PAWSEY, TARAVAL STATION

WHEREAS, the assignment of a Commissioner and setting of a date to conduct taking of evidence in the disciplinary charges filed against Officer Michael Pawsey, Taraval Station, was called it having been set for this date; and

WHEREAS, Commissioner Clothilde Hewlett is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Pawsey; therefore be it

RESOLVED, that Commissioner Hewlett is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Pawsey and is to be set at a later date.

AYES: Commissioners Feinstein, Hewlett, Low, Rodriguez  
ABSENT: Commissioner Detrick

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera introduced Captain Molinari, Communications, who discussed the 911 report from Admiral Bitoff, OES, and discussed command posts to supervise at Communications at all times, training plan, relocation of Communications if possible and that a full report in response to the 911 report of Admiral Bitoff should be completed with 30 days.

Commissioner Low asked for budget figures regarding the changes in Communications.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Alfreda Porter stated no report and invited questions from the audience regarding OCC procedures.

REQUEST OF THE CHIEF OF POLICE TO APPROPRIATE \$130,000 FROM THE NARCOTICS FORFEITURE AND ASSET SEIZURE FUND TO FUND THE FIRST INSTALLMENT PAYMENT ON AN 800 MHZ RADIO SYSTEM

Captain Molinari  
Chief to the Commission  
Hewlett, second by

RESOLUTION NO. 79-93

REQUEST FOR A SUPPLEMENT  
\$130,000 FROM THE NARCOTICS  
SEIZURE FUND TO FUND  
AN 800 MHZ RADIO SYSTEM

WHEREAS, the lease  
system was approved

WHEREAS, sufficient  
that a lease purchase

WHEREAS, \$20,000  
the 1993-94 budget to  
system; and

WHEREAS, an addition  
1993-94 for the first  
therefore be it

RESOLVED, that the  
approves the appropriation  
Narcotics Forfeiture and  
lease purchase of an 800

AYES: Commissioners  
Rodriguez  
ABSENT: Commissioner

CAPTAIN RICHARD CAIRNS,  
STATION, TO ADDRESS THE  
ACTIVITIES IN THE NORTH

Captain Richard Cairns  
introduced the members  
attendance and discussed  
Northern Station. He  
talked of activities pro  
personnel and talked of  
August including arrests  
down in the district by  
He talked of major issue  
Hall and that the Sheriff  
over for station personnel

Commissioner Feinstein  
of life issues and citations

Commissioner Hewlett  
gang activities.

PUBLIC COMMENTS

Ray Masterson, Coalition  
citation of homeless and  
enforcement.

Fran Denato thanked  
of Northern Station and  
Hayes and Webster area.

Jean Williams, Marina  
discussed problems in the  
Moscone playground area.



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LNT PAYMENT ON

Captain Molinari presented the request of the Chief to the Commission. Motion by Commissioner Hewlett, second by Commissioner Feinstein.

RESOLUTION NO. 79-93

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO \$130,000 FROM THE NARCOTICS FORFEITURE AND ASSET SEIZURE FUND TO FUND THE FIRST INSTALLMENT PAYMENT ON AN 800 MHZ RADIO SYSTEM

WHEREAS, the lease purchase of an 800 Mzh radio system was approved in 1990-91; and

WHEREAS, sufficient planning has been done so that a lease purchase agreement may be signed; and

WHEREAS, \$20,000 has already been appropriated in the 1993-94 budget to lease purchase an 800 Mzh radio system; and

WHEREAS, an additional \$130,000 is required in 1993-94 for the first lease purchase payment; therefore be it

RESOLVED, that the Police Commission hereby approves the appropriation of \$130,000 from the Narcotics Forfeiture and Asset Seizure Fund for the lease purchase of an 800 Mzh radio system.

AYES: Commissioners Feinstein, Hewlett, Low, Rodriguez  
ABSENT: Commissioner Detrick

CAPTAIN RICHARD CAIRNS, COMMANDING OFFICER, NORTHERN STATION, TO ADDRESS THE COMMISSION ON POLICE ACTIVITIES IN THE NORTHERN STATION

Captain Richard Cairns, Northern Station, introduced the members of the community groups in attendance and discussed boundaries and staffing of Northern Station. He further discussed crimes, talked of activities presently underway by station personnel and talked of the Matrix investigation for August including arrests and citations. Crime was down in the district by 12% for the month of June. He talked of major issues including security in City Hall and that the Sheriff's Department will be taking over for station personnel on September 1st.

Commissioner Feinstein inquired regarding quality of life issues and citations and misdemeanor arrests.

Commissioner Hewlett inquired regarding gangs and gang activities.

PUBLIC COMMENTS

Ray Masterson, Coalition of Homeless, discussed citation of homeless and complained regarding enforcement.

Fran Denato thanked Captain Cairns and the staff of Northern Station and talked of improvement in the Hayes and Webster area.

Jean Williams, Marina District resident, discussed problems in the Marina especially the Moscone playground area.







Terry Brennen, Marina District, read a statement and asked for more uniform officers on the street and asked the Mayor to give more officers. She thanked Captain Cairns and Lt. Judie Purcell for their efforts.

Chief Ribera responded regarding budget meetings and request for more officers. He further asked for support for Proposition 172 in November which will increase tax for more officers.


Gloria Fontenella, resident, complimented the officers of Northern District and asked for more officers in the street.

Joan Girardo, Marina resident, talked of deteriorating conditions in the Marina district including panhandling, urinating in public and other crimes. She complained of lack of patrol in the Marina District and discussed a voluntary program to free up more police.

Dennis Lee, Polk Street Merchants Association, asked for assistance regarding guidelines on helping merchants deal with shop lifters and other related crimes. He also talked of homeless and public nuisance problems including urinating in public.

Commissioner Low then introduced Mr. Wayne Friday, newly named Police Commissioner to replace David Detrick. Wayne Friday to be appointed August 25th.

Meeting was then adjourned at 6:10 p.m. in memory of Fire Lieutenant Jerry Butler who died as a result of injury sustained in a fire the previous weekend.

  
Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

1137/rc  
W/6996M

AUGUST 25, 1993

The Police Commission of San Francisco met in Session of Justice, 850 Bryant Street.

Attorney-Client Confidential

a. Delahoussaye v. City of San Francisco

AUGUST 25, 1993

The Police Commission of San Francisco met in their Session of Justice, 850 Bryant Street, 25, 1993, at 5:30 p.m. in a

PRESENT: Commissioners Feinstein, Low, Rodriguez

APPROVAL OF MINUTES OF MEETING

Approval of minutes of August 25, 1993, the Commissioners have returned the copies of same.

APPROVAL OF CONSENT CALENDAR

Motion by Commissioner Feinstein, Commissioner Hewlett. Consented.

RESOLUTION NO. 83-93

REQUEST OF THE CHIEF OF POLICE FOR \$2,500.00 FROM FRIENDS OF THE POLICE FOR A POLICE DOG TRAINED FOR DETECTION OF NARCOTICS.

RESOLVED, that the Police Commission request of the Chief of Police from the Friends of the Police for the purchase of a police dog for the detection of narcotics.

AYES: Commissioners Feinstein, Rodriguez

RESOLUTION 84-93

REQUEST OF THE CHIEF OF POLICE FOR \$2,000.00 FROM FRIENDS OF THE POLICE FOR A HORSE

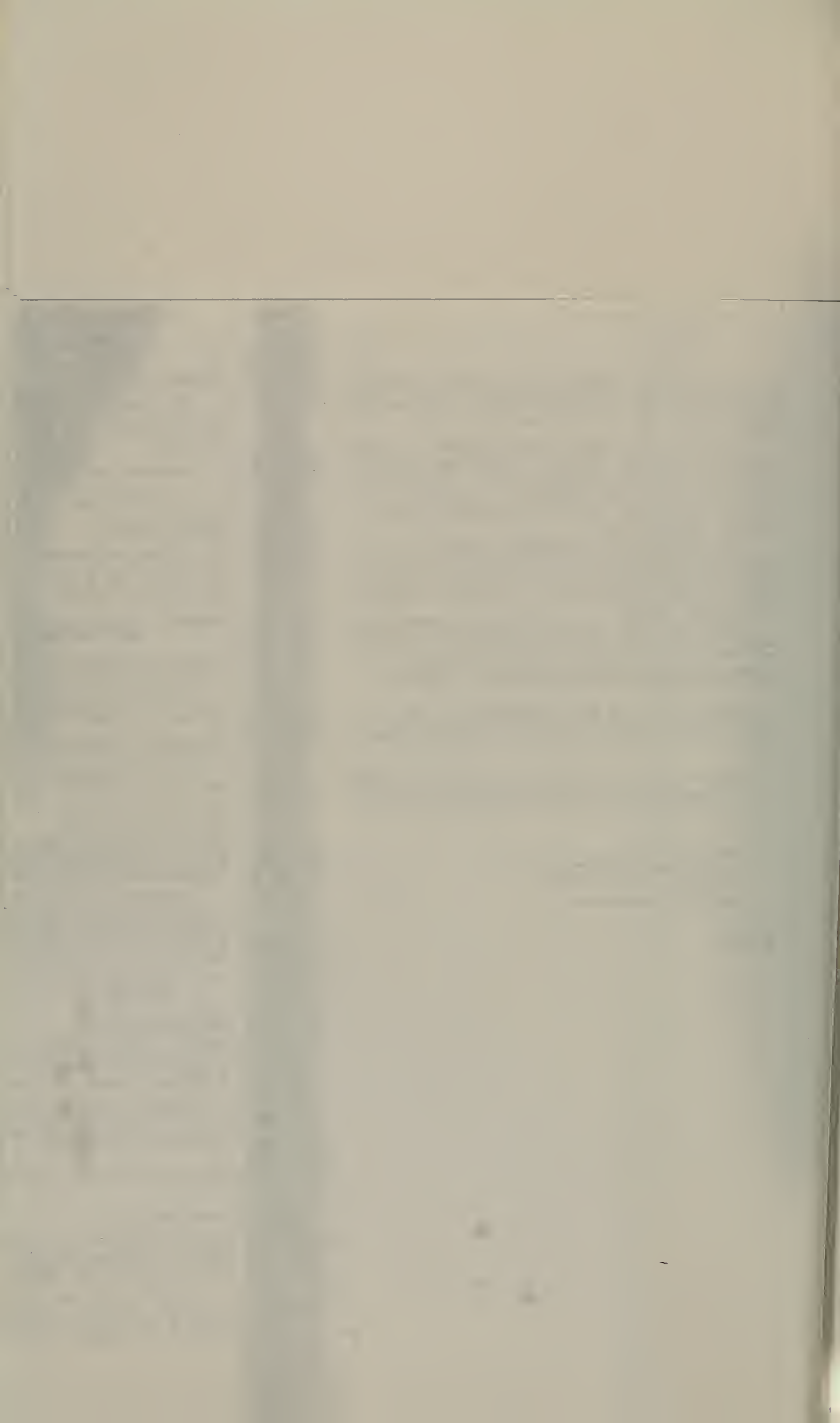
RESOLVED, that the Police Commission request of the Chief of Police from the Friends of the Police for the purchase of a new horse.

AYES: Commissioners Feinstein, Rodriguez

RESOLUTION 85-93

REQUEST OF THE CHIEF OF POLICE FOR DONATED FUNDS FOR THE TOTAL OF THE CPC/TACTICAL COMMAND

RESOLVED, that the Police Commission request of the Chief of Police for funds in the total of \$3,000 for the CPC/Tactical Command Vehicle





25/93  
The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

///  
CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, AUGUST 25, 1993

EXECUTIVE SESSION

Room 505-2  
5:15 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

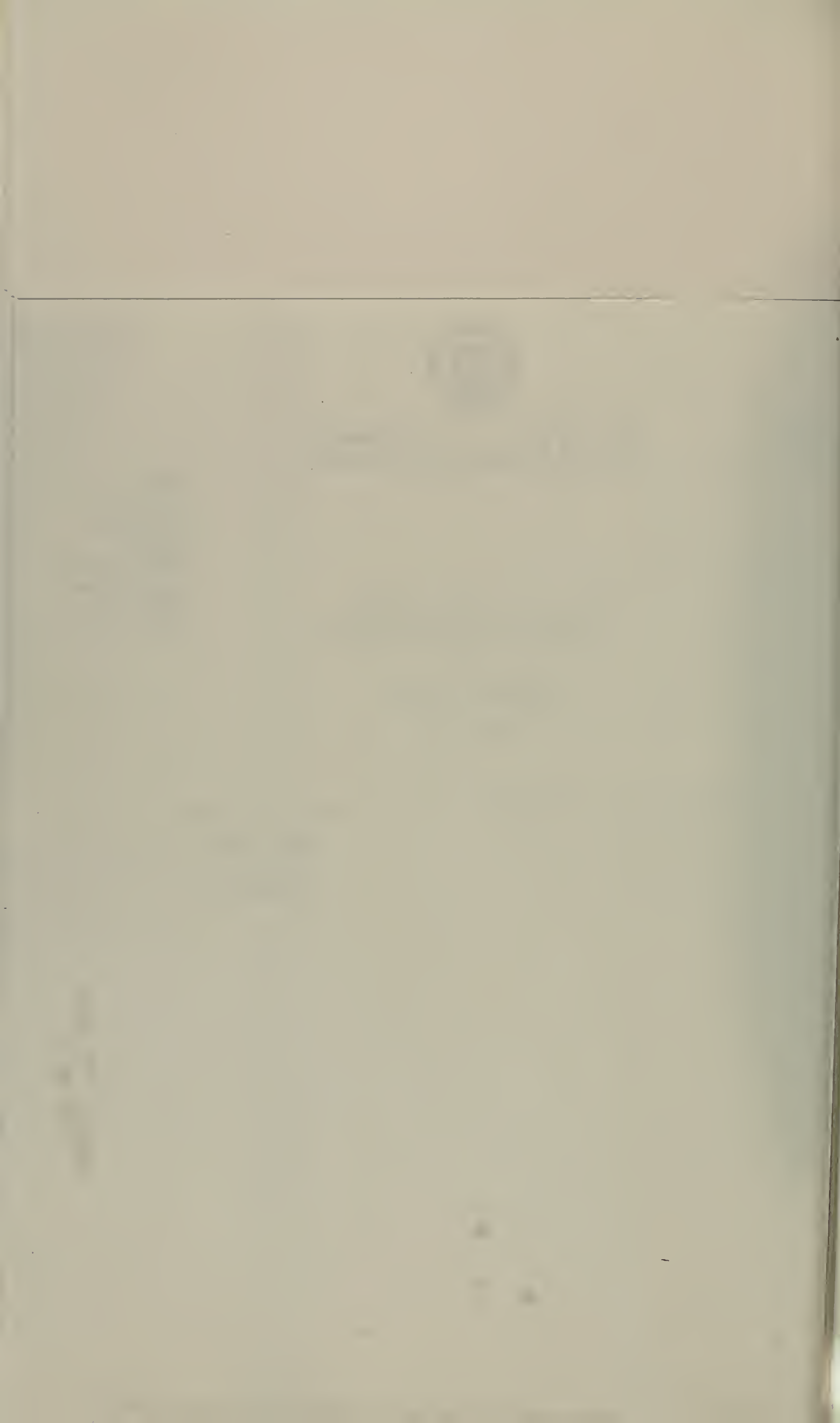
Attorney-Client Conference

a. Delahoussaye v. CCSF

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# The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, AUGUST 25, 1993

## REGULAR MEETING

Room 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meeting of May 26, 1993
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Assignment of a Commissioner and Setting of Date to Conduct Taking of Evidence in the Disciplinary Charges filed against Police Officer Dennis L. Newcomer, Northern Station (File No. C34-043 JWA)
7. Chief's Report to the Police Commission
8. OCC Director's Report to the Police Commission
9. Authorization to Initiate Top Cop Award by Save Our Streets Foundation
10. Public Comments
11. Hearing on Charges Filed against Police Officer John Mino, Jr., Northern Station (File No. C23-153 JWA)







# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CONSENT CALENDAR  
POLICE COMMISSION MEETING  
WEDNESDAY, AUGUST 25, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Request of the Chief of Police for Approval to Accept \$2,500.00 from Friends of the Police for Purchase of a Police Dog Trained for Detecting Narcotics
2. Request of the Chief of Police for Approval to Accept \$2,000.00 from Friends of the Police for Purchase of a New Horse
3. Request of the Chief of Police for Approval to Accept Donated Funds for the Total of \$3,000.00 for the Use of CPC/Tactical Command Vehicle
4. Recommendation of the City Attorney for Settlement of the Following Claim:
  - a. Delahoussaye v. CCSF  
Superior Court No. 938-751                      \$19,000.00



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Minutes.

AUGUST 25, 1993EXECUTIVE SESSION

93 The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant, at 5:15 p.m. in an Executive Session.

## Attorney-Client Conference

a. Delahoussaye v. CCSF

AUGUST 25, 1993REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, August 25, 1993, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

APPROVAL OF MINUTES OF MEETING OF MAY 26, 1993

Approval of minutes of the meeting of May 26, 1993, the Commissioners having received, approved and returned the copies of same.

APPROVAL OF CONSENT CALENDAR

Motion by Commissioner Rodriguez, second by Commissioner Hewlett. Consent Calendar approved.

RESOLUTION NO. 83-93

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO ACCEPT \$2,500.00 FROM FRIENDS OF THE POLICE FOR PURCHASE OF A POLICE DOG TRAINED FOR DETECTING NARCOTICS

RESOLVED, that the Police Commission approves the request of the Chief of Police to accept \$2,500.00 from the Friends of the Police to be applied to the purchase of a police dog professionally trained in the detection of narcotics.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

RESOLUTION 84-93

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO ACCEPT \$2,000.00 FROM FRIENDS OF THE POLICE FOR PURCHASE OF A HORSE

RESOLVED, that the Police Commission approves the request of the Chief of Police to accept \$2,000.00 from the Friends of the Police to be applied to the purchase of a new horse.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

RESOLUTION 85-93

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO ACCEPT DONATED FUNDS FOR THE TOTAL OF \$3,000.00 FOR THE USE OF THE CPC/TACTICAL COMMAND VEHICLE

RESOLVED, that the Police Commission approves the request of the Chief of Police to accept donated funds in the total of \$3,000.00 for the use of the CPC/Tactical Command Vehicle.





Ellis Brooks Chevrolet	\$100.00
Byron F. Wong	100.00
Leisure Ventures Inc.	200.00
Waterfront Container Leasing Co.	200.00
Herman M. Lee	100.00
James Fang	200.00
Jan Ying Benevolent Association	300.00
Yuet Lee Seafood Restaurant	300.00
Today's Holiday Hotel Corporation	500.00
Chang, Tumaneng & Mesina	100.00
Peter Yu	100.00
Law Offices of Kei-on Chan	100.00
AIC Corporation	100.00
James A. Galvin	100.00
Milton Ng Investigations	100.00
United Steamship Agency	200.00
E&H Internation Co.	100.00
Robert J. Bonderud	<u>100.00</u>

TOTAL            \$3,000.00

AYES: Commissioners Feinstein, Friday, Hewlett, Low,  
Rodriguez

RESOLUTION NO. 86-93

DELAHOUSSAYE v. CCSF

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Delahoussaye v. CCSF" in Superior Court No. 938-751 in the amount of \$19,000.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: February 16, 1991

AYES: Commissioners Feinstein, Friday, Hewlett, Low,  
Rodriguez

POLICE COMMISSION REPORT

Commissioner Low welcomed Commissioner Friday.

RESOLUTION NO. 81-93

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO CONDUCT TAKING OF EVIDENCE IN THE DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER DENNIS L. NEWCOMER, NORTHERN STATION

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WHEREAS, the assignment of a Commissioner and setting of a date to conduct taking of evidence in the disciplinary charges filed against Officer Dennis L. Newcomer, Northern Station, was called it having been set for this date; and

WHEREAS, Commissioner Wayne Friday is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Newcomer; therefore be it

RESOLVED, that Commissioner Friday is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Newcomer and is to be set at a later date.

AYES: Commissioners Feinstein, Friday, Hewlett, Low,  
Rodriguez



## CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Reed for Chief Ribera stated that there is no report. Chief Ribera has been excused from the meeting. He is out of town.

## OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Barbara Attard, for Alfreda Porter, welcomed Commissioner Friday and asked that a supplemental appropriation to hire four additional investigators be calendared for September 1st.

## AUTHORIZATION TO INITIATE TOP COP AWARD BY SAVE OUR STREETS ASSOCIATION

Mr. Michael Fluke, Save Our Streets Foundation presented a description of the Top Cop Program of Central Station and asked for approval and support of the Commission for this recognition award for members of Central Station.

Deputy Chief Reed thanked Mr. Fluke on behalf of the Department.

Motion by Commissioner Hewlett, second by Feinstein. The Top Cop Award Program is approved.

## RESOLUTION NO. 82-93

## AUTHORIZATION TO INITIATE TOP COP AWARD BY SAVE OUR STREETS ASSOCIATION

WHEREAS, the Save Our Streets Association request to start a program to reward selected Law Enforcement personnel of Central Station for their outstanding service;

WHEREAS, a monthly token of appreciation from residents and merchants of the Central District will be rewarded to the "TOP COP" of Central Station;

WHEREAS, the awards will be non-cash yet have a value of approximately \$50.00 - \$200.00 in the form of travel certificates, local activities tickets (Performing Arts, Sports, etc.), restaurant meals or amusement parks but not limited to the aforementioned; therefore be it

RESOLVED, that the Police Commission hereby authorize the Save Our Streets Association to initiate the Top Cop award program.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

## PUBLIC COMMENTS

Katherine Bombrowski described problems in the Sutter/Stockton area including narcotics, panhandling and vandalism.

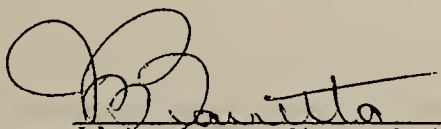


HEARING ON CHARGES FILED AGAINST POLICE OFFICER JOE  
MINO, JR., NORTHERN STATION (File No. C23-153 JWA)

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Put over one week.

Thereafter, the meeting was adjourned.



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Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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W/7060M







**The Police Commission**  
CITY AND COUNTY OF SAN FRANCISCO

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**AUG 31 1993**

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/// CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, SEPTEMBER 1, 1993

REGULAR MEETING

Room 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

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**AUG 31 1993**

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1. Pledge of Allegiance
2. Roll Call
3. Approval of Consent Calendar
4. Police Commission Report
  - a. Motion on Calendaring of New Matters
5. Chief's Report to the Police Commission
6. OCC Director's Report to the Police Commission
7. Request of the Director of the Office of Citizen Complaints for Supplemental Budget in the Amount of \$116,674.00
8. Presentation Regarding Community Policing and Problem Solving
9. Status Report Regarding Inspector Tom Gerard Investigation
10. Public Comments
11. Tentative Disposition on Charges Filed against Police Officer John Mino, Jr., Northern Station (File No. C23-153 JWA)

CONSENT CALENDAR

1. Request of the Chief of Police to Accept \$1,000.00 from Manou Mobedshahi, Owner of Savoy Hotel

NOTE: There will be no Police Commission Regular Meeting on  
Wednesday, September 8, 1993



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Minutes

SEPTEMBER 1, 1993

REGULAR MEETING

The Police Commission of the City & County of San Francisco met in their chambers at the Hall of Justice, Room 551, 850 Bryant Street, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Friday, Low, Hewlett  
ABSENT: Commissioner Rodriguez

APPROVAL OF CONSENT CALENDAR

Motion by Commissioner Hewlett, second by Commissioner Feinstein. Approved 4-0.

RESOLUTION NO. 87-93

APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO ACCEPT A \$1,000.00 DONATION FROM MR. MANOU MOBEDSHAHI, OWNER OF SAVOY HOTEL

WHEREAS, the owner of the Savoy Hotel and Brasserie Savoy Restaurant, Mr. Manou Mobedshahi, had pledged monthly monetary contribution of \$1,000.00 in appreciation for the outstanding police services provided by the San Francisco Police Department; and

WHEREAS, the Police Commission may accept gifts in the amount of less than \$5,000.00; now therefore be it

RESOLVED, that the Police Commission hereby approves a request to accept and expend a gift in the amount of \$1,000.00 from the Savoy Hotel and Brasserie Savoy Restaurant.

AYES: Commissioners Feinstein, Friday, Hewlett, Low  
ABSENT: Commissioner Rodriguez

POLICE COMMISSION REPORT

Commissioner Feinstein discussed attending the Public Safety Meeting of the Board of Supervisors and presented a copy of a resolution:

"COMMENDING AND HONORING THE POLICE/FIRE AND PARAMEDICS AT THE SCENE OF THE 101 CALIFORNIA STREET INCIDENT FOR THEIR DISTINGUISHED SERVICE DURING THE TRAGEDY.

WHEREAS, The Police men and women who were on the scene at 101 California Street performed their duties with distinction and honor last month during the shootings at 101 California Street; and

WHEREAS, The Paramedics on the scene at the recent tragedy performed admirably in saving lives and rescuing others from the scene of the tragedy; now, therefore, be it

RESOLVED, That the members of the Board of Supervisors, on behalf of the officers, employees and citizens of this City, do hereby take public recognition of the distinguished work which the police/fire officers and paramedics displayed in response to the recent tragedy at 101 California Street."





Commissioner Feinstein also discussed the quality of life issues in the Mission District and asked for enforcement actions in the area of 21st Street and Folsom, 26th and Bartlett areas.

Commissioner Low announced no meeting September 8th.

#### CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera discussed enforcement actions by the Department in the area of 20th and Lexington Streets where 17 arrests were made, 22 search warrants were served and a large amount of property was recovered.

He also advised the Commission of drug enforcement in the Bernal Dwellings at which 26 arrest warrants were served. Special Investigations Division took action on Asian gang activity on the 200 block of Leavenworth Street in which eight persons were arrested and eight search warrants were served.

The Chief then discussed the Matrix investigation and Commander Martel briefed the Commission on the enforcement in the Mission Corridor between 16th and 24th Streets on Mission Street.

Commissioner Low commends the Department on the property recovered and the investigations.

#### PUBLIC COMMENTS

Keith McHenry, Food not Bombs, addressed the Commission and asked the Commission to order the Chief to stop the quality of life enforcement actions and to stop the enforcement of sleeping in the parks.

LeeAnn Thompson discussed actions of the police and discussed complaint made against police officer.

Andy Solo, representing the Mission United for Action, discussed various problems in the Mission including panhandling, public drunkenness and quality of life issues and asked for enforcement.

Marty Neely, business owner, discussed crime in the Mission and asked for more police action in the area.

Dolores Reyes, restaurant owner, complained of drunken people in the area, broken windows at her business and indicated no action by police.

Clifton Cox, teacher Mission Child Development Center, discussed problems of homeless, 25 and 26 persons in the area of the Child Development Center and asked for more enforcement and discussed concerns regarding shortage of officers in the area and gang activity.

Greg Winters, Coalition on Homeless, stated there is no change in the homeless situation since the Matrix Enforcement was initiated and stated that the department is unlawfully citing persons and illegal confiscation of their property. He discussed a video tape of police actions regarding the homeless and asked that the police department review the same.

Diane Chin, attorney, discussed violations and also the city of refuge ordinance and offers her assistance if needed.

Unidentified resident and property owner discussed illegal immigrants in the area of 16th and Mission, 17th and Mission area and the Bart stations at 16th and 24th and Mission Streets. He also complained of sidewalk sales in the area of Mission, 15th and 16th Streets.



Unidentified discussed drug activities and sales in the area of 24th and Shotwell.

Maggie Olsen expressed her dissatisfaction with the actions of police regarding Keith McHenry. She discussed the budget and suggested the department stop arresting Mr. McHenry and stop harassing the homeless.

John Henry, resident 600 block of Shotwell, stated the situation in the area is out of control and discussed problems in the playground area including drug dealing.

Edward Bingham, resident 600 block of Shotwell, talked of problems in the area and request more officers be assigned to the area.

Russell Reyes, resident Mission, talked of the drug problem including crack and discussed theft in the area to support the habits and also talked of prostitution in the area.

David Vigil, 600 block of Shotwell, complained of drunkenness in the park, urinating in public and talked of repeat offenders in the park.

Tim Durkey, resident 20th and South Van Ness, discussed crime problems in the area, persons sleeping in their cars and vandalism.

Mae Clark, resident, complained of homeless people in the area using the streets for bathrooms and stated her displeasure and constantly trying to clean after these people.

Commissioner Friday left at 6:55 p.m.

John Crew, ACLU, discussed the enforcement actions against the homeless in the tenderloin/Civic Center area. He addressed the issues concerning the homeless and the department's enforcement. He also talked of citations issued by the officers and expressed his concerns for same.

Katherin Bombrowski, 417 Stockton, talked of the panhandling, drugs in the Sutter/Stockton area and asked that the Commissioners visit the area.

#### OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Porter asked that Item No. 6 and Item No. 7 on the calendar be heard together and asked that the Commission support Item No. 7 which is a request for more money to hire additional personnel. Motion by Commissioner Hewlett, second by Commissioner Feinstein.

#### RESOLUTION NO. 86-93

REQUEST OF THE DIRECTOR OF THE OFFICE OF CITIZEN COMPLAINTS FOR SUPPLEMENTAL BUDGET IN THE AMOUNT OF \$116,674.00

WHEREAS, the Office of Citizen Complaints (OCC) is charged with the state Penal Code requirement to receive and investigate citizen complaints against members of the San Francisco Police Department under the City Charter; and

WHEREAS, the previously authorized OCC staff requirements included a Chief Investigator, a Sr. Administrative Analyst, and two Sr. Clerks among its administrative and investigative personnel, which have been cut from the 1993-1994 budget, two of the cut positions a direct result of an administrative error; and





WHEREAS, it is recognized that essential Charter-mandated and other legally required functions of the OCC have been greatly affected by the loss of the aforementioned personnel, and that the situation cannot be remedied without restoration of these positions; and

WHEREAS, the total budgetary cost of restoring the positions for the remainder of the 1993-1994 fiscal year will amount to \$116,674.00; therefore be it

RESOLVED, that the Police Commission hereby approves the supplemental appropriation of \$116,674.00 from the General Fund for the restoration of needed positions within the OCC.

AYES: Commissioners Feinstein, Friday, Hewlett, Low  
ABSENT: Commissioner Rodriguez

#### PRESENTATION REGARDING COMMUNITY POLICING AND PROBLEM SOLVING

Captain Michael Hebel of the Academy and Lieutenant Mike McNeil updated the Commission of the status of the CPOP program and stated that the department is the only department certified in the state on community policing. They presented the program and invited questions after which Commission Hewlett commended Captain Hebel and Lt. McNeil for their efforts on the CPOP program. Motion by Commissioner Hewlett, second by Commissioner Feinstein. Matter approved 3-0.

#### RESOLUTION NO. 94-93

#### ADOPTION OF THE COMMUNITY POLICING AND PROBLEM SOLVING PROGRAM AS THE PHILOSOPHY FOR THE SAN FRANCISCO POLICE DEPARTMENT

RESOLVED, that the Police Commission hereby adopts the Community Policing and Problem Solving Program as the operational philosophy of the San Francisco Police Department.

AYES: Commissioners Feinstein, Hewlett, Low  
ABSENT: Commissioners Friday, Rodriguez

#### STATUS REPORT REGARDING INSPECTOR TOM GERARD INVESTIGATION

Commissioner Low announced receipt of supplemental report by Peter Aviles and then announced that the Commission will review all the reports and concerns and address these concerns in a later date. He read a letter from Senator Feinstein.

#### PUBLIC COMMENTS

May Jabar discussed recent newspaper article regarding liaison with Inspector Gerard and the ADL. She also asked that the Commission write Judge Louie and ask him to unseal the records in the Gerard case. She also discussed concerns regarding Commissioner Feinstein as a member of the review committee and she asked that Commissioner Feinstein remove herself from the committee.

Mark Vumuller, attorney, discussed the guidelines of civil disturbance review committee and discussed statements of the person interviewed.





HEARING OF OFFICER JOHN A. MINO, JR., NORTHERN STATION

The hearing of Police Officer John A. Mino, Jr., Northern Station, was called it having been set for this date. Officer Mino was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Engaging in secondary employment without first obtaining permission from the Chief of Police, (violation of Rule I subsections C and D of General Order T-1 of the San Francisco police Department);

Engaging in the construction business while on disability leave, (violation of Rule IX, subsection N, of General Order D-8 of the San Francisco police Department);

in a properly verified complaint by Anthony D. Ribera, Chief of Police of the San Francisco Police Department.

Officer John A. Mino, Jr., appeared in person and was represented by Mr. Chadwick Ertola, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared on behalf of the San Francisco Police Department.

Mr. Ertola entered a plea of no contest on Specifications Nos. 1 and 2 on behalf of Officer Mino.

The Police Commission unanimously approved and accepted the plea of Officer Mino.

The Police Commission requested a recommendation from Chief of Police Anthony D. Ribera. The following recommendation was made by the Chief of Police:

SPECIFICATION NOS. 1 and 2

Thirty (30) days suspension

The Commission took the matter under submission and the following resolution was adopted:

RESOLUTION NO. 88-93

DECISION - HEARING OF OFFICER JOHN A. MINO, JR.,  
NORTHERN STATION

WHEREAS, on April 14, 1993, Anthony D. Ribera, Chief of Police of the San Francisco Police Department, made and served charges against Officer John A. Mino, Jr., and

WHEREAS, the Commission having heard the matter, makes the following findings of fact as set forth in the following charges:

SPECIFICATION NO. 1

- (1) At all times herein mentioned, John A. Mino, Jr., Star Number 1268, (hereinafter referred to as "the accused") was a police officer employed by the San Francisco Police Department assigned to the Northern Police District;



- (2) As a police officer, the accused was and is responsible for knowing and obeying the rules, orders and procedures of the San Francisco Police Department;
- (3) The accused is the sole owner and operator of a business known as "Mino Construction Company", which he started in approximately 1986 or 1987;
- (4) During the investigation of this matter, the accused's personnel file was examined, there was no request from the accused that he be permitted to work secondary employment in connection with the Mino Construction Company;
- (5) When the accused was interviewed by a Management Control Division investigator, the accused stated that he did not request permission to work secondary employment because he did not believe that General Order T-1 applied to him;
- (6) The accused by operating a construction company in San Francisco and not first requesting the permission of the Chief of Police, engaged in conduct in violation of Rule I, Subsections C and D of General Order T-1 of the San Francisco Police Department, which states:

I-C "Members shall not engage in any other business or calling without prior written permission from the Chief of Police, except while suspended or on leave of absence without pay, subject to Charter provisions and the departmental orders, Rules and Procedures of the Department, or as provided in Section IV of this order."

I-D "Any member engaging in secondary employment without receiving prior permission as outlined in this order, shall be subject to disciplinary action."

SPECIFICATION NO. 2:

- (7) Each and every allegation contained in paragraphs (1) through (5), inclusive, of Specification No. 1 above is incorporated herein by reference and is realleged as though set forth in full;
- (8) On or about October 18, 1991, the accused injured his back and was placed on disability leave starting on October 21, 1991; on October 16, 1992, the accused underwent a surgical procedure to repair the back injury; the accused continued on disability leave through February 28, 1993;
- (9) During the period of September 1991 through January 5, 1993, the accused began and completed, by his estimation, "four or five, maybe six" jobs through his business known as Mino Construction Company;





- (10) The accused took out a building permit for one job located at 54 Tingly Street, in San Francisco on October 24, 1991, three days after the accused was transferred to disability leave status;
- (11) The accused admitted he conducted the Mino Construction Company throughout the course of his most recent disability leave as set forth herein;
- (12) The accused by the herein alleged conduct, engaging in the construction business while on disability leave has violated Rule IX, subsection N, of General Order D-8 of the San Francisco Police Department, which states:

"Members shall not engage in any other business or calling while off-duty on sick leave with pay or disability leave with pay, notwithstanding the fact that prior written permission to engage in such other business or calling has been received from the Chief of Police."

and

WHEREAS, a hearing on said charges was held before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, September 1, 1993 and on September 1, 1993, the matter was submitted to the Police Commission for decision; and

WHEREAS, based on Officer Mino's plea of no contest, the Commission finds that the allegations contained in Specification Nos. 1 and 2 as preferred by the Chief of Police against Officer John A. Mino, Jr., are sustained, and the Commission adopts the sustained specifications as its findings in this matter; therefore be it

RESOLVED, that based on these findings consistent with the Commission's duty to protect the health, safety and general welfare of the citizens of the City and County of San Francisco and the public in general, and in order to promote efficiency and discipline in the San Francisco Police Department, the Commission orders the following discipline be imposed:

SPECIFICATION NOS. 1 and 2

Thirty (30) days suspension

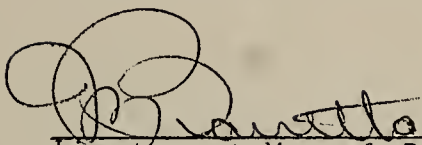
and be it further

RESOLVED, that the total suspension of thirty (30) calendar days shall commence on Thursday, September 2, 1993 at 0001 hours and end Friday, October 1, 1993 at 2400 hours.

AYES: Commissioners Feinstein, Friday, Hewlett, Low  
ABSENT: Commissioner Rodriguez



Thereafter, the meeting was adjourned at 7:45 p.m.

A handwritten signature in dark ink, appearing to read 'Barretta', is written over a horizontal line.

Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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**The Police Commission**  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, SEPTEMBER 15, 1993

REGULAR MEETING

Room 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Consent Calendar
4. Approval of Minutes of Meetings of June 2, 1993 and June 23, 1993
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Request of the Chief of Police to Authorize the Department of Real Estate to Negotiate a Lease at 35 Cambon Drive for the Temporary Relocation of Taraval Police Station
9. Discussion re: Special Investigations Division Criminal Files
10. Review and Discussion re: Computer Security Policy
11. Review and Discussion re: Communications Training Plan
12. Appointment of a Hearing Officer for the Taxicab Public Convenience & Necessity Hearings
13. Discussion and Action re: Taxi Safety Issues
14. Public Discussion re: Schedule of Discipline and General Order D-17 "Discrimination and Harassment"
15. Public Comments
16. Hearing on Charges Filed against Police Officer Andrew Bates, Record Section (File No. C23-125 JWA)







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# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CONSENT CALENDAR  
POLICE COMMISSION MEETING  
WEDNESDAY, SEPTEMBER 15, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Request of the Chief of Police to Accept \$1,000.00 from Pacific Bell Telephone Company for the CPC/Tactical Command Vehicle
2. Request of the Chief of Police for Approval of Taxicab Owner's Permit for Ms. Bernadette Capos
3. Request of the Chief of Police for Approval of Taxicab Owner's Permit for Mr. Vasilios Margiannis



Police Commission  
Minutes

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SEPTEMBER 15, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers at the Hall of Justice, Room 551, 850 Bryant Street, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Friday, Hewlett, Low Rodriguez

APPROVAL OF CONSENT CALENDAR

RESOLUTION NO. 89-93

REQUEST OF THE CHIEF OF POLICE TO ACCEPT \$1,000.00 FROM PACIFIC BELL TELEPHONE COMPANY FOR THE CPC/TACTICAL COMMAND VEHICLE

RESOLVED, that the Police Commission approves the request of the Chief of Police to accept \$1,000.00 from Pacific Bell Telephone Company for the CPC/Tactical Command Vehicle.

AYES: Commissioner Feinstein, Friday, Hewlett, Low, Rodriguez

RESOLUTION NO. 90-93

TAXICAB PERMIT APPLICATION OF BERNADETTE CAPOS

WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that Bernadette Capos based on her application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to Bernadette Capos.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

RESOLUTION NO. 91-93

TAXICAB PERMIT APPLICATION OF VASILIOS MARGIANNIS





WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that Vasilios Margiannis based on his application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to Vasilios Margiannis.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

APPROVAL OF MINUTES OF MEETINGS OF JUNE 2, 1993 AND JUNE 23, 1993

Approval of minutes of the meetings of June 2, 1993 and June 23, 1993, the Commissioners having received, approved and returned the copies of same.

POLICE COMMISSION REPORT

Commissioner Low announced the matter in Item No. 16, charges on Officer Andrew Bates, be put over to September 29th. He announced the Commission will have a district meeting on September 22nd.

Commissioner Hewlett asked to calendar Destruction of Special Investigations Files for September 29th and also to calendar the Policy regarding Informants on September 29th.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera asked that the proposed organization be calendared for September 22nd. He also updated the Commission on the recent lieutenants' examination. He recommended lieutenants list be for one year and discussed postponing the captain's exam. He also discussed the proposed appointing of 23 lieutenants which includes five minorities, four females. He further discussed banding after the first 23 appointments and hopes to appoint 45 lieutenants by July of 1994.

Commissioner Low commended the Chief for his actions regarding the testing procedures and Chief Ribera further stated that he hopes to have a sergeants test in June or September of 1994.



Commissioner Low encourages testing every two to three years and further discussion between the Commissioners regarding the lieutenant's examination and breaking down of race and gender.

#### OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

John Parker, acting director for Alfreda Porter, stated there is no OCC report.

REQUEST OF THE CHIEF OF POLICE TO AUTHORIZE THE DEPARTMENT OF REAL ESTATE TO NEGOTIATE A LEASE AT 35 CAMBON DRIVE FOR THE TEMPORARY RELOCATION OF TARAVAL POLICE STATION

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Captain Suttmeier, Richmond Station, asked for permission to negotiate the lease at 95 Cambon Drive. After presentation, motion by Commissioner Hewlett, second by Commissioner Rodriguez. Matter approved 5-0.

#### RESOLUTION NO. 93-93

REQUEST OF THE CHIEF OF POLICE TO AUTHORIZE THE DEPARTMENT OF REAL ESTATE TO NEGOTIATE A LEASE AT 35 CAMBON DRIVE FOR THE TEMPORARY RELOCATION OF TARAVAL POLICE STATION

---

RESOLVED, that the Police Commission hereby authorize the Department of Real Estate to negotiate a lease at 35 Cambon Drive for the temporary relocation of Taraval Police Station for a period of eighteen (18) months.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

#### DISCUSSION REGARDING SPECIAL INVESTIGATIONS DIVISION CRIMINAL FILES

Chief Ribera asked the matter be put over to be rescheduled by the Chief.

#### REVIEW AND DISCUSSION RE: COMPUTER SECURITY POLICY

Captain Molinari, Planning, presented the Computer Security Policy and acknowledges the efforts of Officer Linda Chin in this matter.

Commissioner Hewlett stated approval of the recommendation and she encouraged implementation of the draft and stated that the Commission have reviewed and complemented Captain Molinari and encouraged movement and no action of the Commission at this time.

#### REVIEW AND DISCUSSION RE: COMMUNICATIONS TRAINING PLAN

Captain Molinari, Planning, made the presentation and stated that the department is weak on in-service training and that more is needed. He thanked the Commission for their support.

Commissioner Low discussed different language problems in Communications and encouraged continual training and compliments the department and the members of Communications. He further discussed the cost regarding updating the Communications Equipment.

Chief Ribera advised the Commission on the status of the mayor's preparation for Central Dispatch Center and stated a committee presently reviewing the matter.





APPOINTMENT OF A HEARING OFFICER FOR THE TAXICAB  
PUBLIC CONVENIENCE AND NECESSITY HEARINGS

Motion by Commissioner Hewlett, second by Commissioner Friday. Matter approved 5-0. Captain Hebel appointed as hearing officer.

RESOLUTION NO. 92-93

APPOINTMENT OF A HEARING OFFICER FOR PUBLIC  
CONVENIENCE AND NECESSITY HEARINGS FOR TAXICABS

WHEREAS, the appointment of a Hearing Officer for Public Convenience and Necessity Hearings was called, it being requested by the Chief of Police; and

WHEREAS, Captain Michael Hebel was appointed by the Chief of Police as Hearing Officer; therefore be it

RESOLVED, the Police Commission unanimously approves the appointment of Captain Michael Hebel as Hearing Officer for Public Convenience and Necessity Hearings.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

DISCUSSION AND ACTION RE: TAXI SAFETY ISSUES

Captain Molinari asked for approval of the recommendations.

RESOLUTION NO. 116-93

APPROVAL OF THE TAXICAB LEGISLATION PROPOSAL REGARDING  
TAXI SAFETY ISSUES

RESOLVED, that the Police Commission hereby approves the Taxicab Legislation Proposal regarding Taxi Safety Issues.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

PUBLIC COMMENTS re: Taxi Issues

James Carroll, attorney, commended Captain Molinari for the hearings held and talked of requirement of the 25 percent of cabs to have shields for large companies and not for smaller cab companies. He stated 25 percent should apply to all. He also discussed workers' comp. issues and asked if cab companies be made to comply with workers' comp. laws.

Charles Rathbone, United Taxi worker, discussed drivers versus employees of companies and stated they are not independent. He complemented Captain Molinari for the hearings and also Officer Suslow. He stated his support and asked that partitions be put in all cabs.

Mark Rulberg, driver, asked that the Commission delay any actions for one week so that the taxi industry can review the recommendations.

Nathan Lewis, Yellow Cab Company, thanked Captain Molinari and staff and discussed independent drivers versus employees of company.

Bob Jacobs, San Francisco Taxicab Association, discussed the issuance of shields and stated seven cab companies have over 600 medallions and discussed Prop Y on the up coming November elections.





Alfred Stein, president DeSoto Cab, complemented Captain Molinari and discussed shields and stated that if implemented the driver loses contact with the passenger. He suggests 50 shields be instituted on a trial basis and stated he is willing to participate in the shield trial process.

Jim Lewis, driver Yellow Cab Co., discussed increasing crime and encourages as many shields as possible be placed in cabs.

After discussion, motion by Commissioner Hewlett, second by Commissioner Feinstein to adopt the report specially Chapter 8 part 2 to adopt the recommendations and adopts and look into workers' comp. issue. Matter approved 5-0.

PUBLIC DISCUSSION RE: SCHEDULE OF DISCIPLINE AND  
GENERAL ORDER D-17 "DISCRIMINATION AND HARASSMENT"

Lieutenant Bruce Lorin, Management Control, discussed the Schedule of Discipline. Commissioner Hewlett discussed General Order D-17. Both matters put over to September 29th.

PUBLIC COMMENTS

Maggie Olsen discussed arrests of homeless and stated it is illegal. Commissioner Low responded that Commissioner Hewlett has reviewed the case with the district attorney and Commissioner Feinstein has reviewed reports.

Katherine Bombrowski, Sutter Stockton, panhandling, drug sales and crimes.

HEARING ON CHARGES FILED AGAINST POLICE OFFICER ANDREW  
BATES, RECORD SECTION (File No. C23-125 JWA)

Put over to September 29th.

Thereafter, the meeting was adjourned at 7:00 p.m.



\_\_\_\_\_  
Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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**The Police Commission**  
CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, SEPTEMBER 22, 1993

EXECUTIVE SESSION

TARAVAL DISTRICT  
THE LINCOLN HIGH SCHOOL AUDITORIUM  
23rd AVENUE AND QUINTARA STREET

5:45 p.m.

Attorney-Client Conference

a. Delahoussaye v. CCSF

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary





SEP 14 1993 10:20 PM

**The San Francisco Police Commission**

Will Be Meeting In The  
**Taraval District**

Wednesday  
September 22, 1993  
6:00 PM

At

**The Lincoln High School Auditorium**

**23rd Avenue & Quintara Street**

Please Come And Meet Your Police Commission

Take This Opportunity To Let Them Know  
What Is Important To You

Parking Available

For More Information Call:

Captain Gregory Winters  
Sergeant James Speros  
Officer Tom Taylor  
Taraval Station- 553-1612



DEC 22 1993

SAN FRANCISCO  
PUBLIC LIBRARYSEPTEMBER 22, 1993EXECUTIVE SESSION

2-93 The Police Commission of the City and County of San Francisco met in the Taraval District at Lincoln High School Auditorium, 23rd Avenue and Quintara Street, at 5:45 p.m. in an Executive Session.

## Attorney-Client Conference

a. Esperanza Martinez v. CCSF

SEPTEMBER 22, 1993REGULAR MEETING

The Police Commission of the City and County of San Francisco met in the Taraval District at Lincoln High School Auditorium, 23rd Avenue and Quintara Street, at 6:00 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Friday, Hewlett, Low  
Rodriguez

Commissioner Low greeted the audience and introduced the Commission, Chief Ribera and staff and also Mr. Paul Cummins of the DA's office.

APPROVAL OF CONSENT CALENDAR

Motion by Commissioner Hewlett, second by Commissioner Rodriguez. Matter approved 5-0.

RESOLUTION NO. 95-93

REQUEST OF THE CHIEF OF POLICE TO ACCEPT A DONATION OF \$200.00 FROM MR. ERIC CHUNG FOR THE CPC/TACTICAL COMMAND VEHICLE

RESOLVED, that the Police Commission hereby approve the request of the Chief of Police to accept a donation of \$200.00 from Mr. Eric Chung for the use of CPC/Tactical Command Vehicle.

AYES: Commissioners Feinstein, Friday, Hewlett, Low,  
Rodriguez

RESOLUTION NO. 96-93

REQUEST OF THE CHIEF OF POLICE TO ACCEPT A DONATION OF \$1,000.00 FROM MR. MANOU MOBEDSHASHI, OWNER OF SAVOY HOTEL AND BRASSERIE SAVOY RESTAURANT

WHEREAS, the owner of Savoy Hotel and Brasserie Savoy Restaurant, Mr. Manou Mobedshashi, has donated \$1,000.00 in appreciation of the outstanding police services provided by the San Francisco Police Department; and

WHEREAS, the Police Commission may accept gifts in the amount of less than \$5,000.00; now therefore be it

RESOLVED, that the Police Commission hereby approves a request to accept and expend a gift in the amount of \$1,000.00 from the Savoy Hotel and Brasserie Savoy Restaurant.

AYES: Commissioners Feinstein, Friday, Hewlett, Low,  
Rodriguez

RESOLUTION NO. 97-93

ESPERANZA MARTINEZ v. CCSF



RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Esperanza Martinez v. CCSF" in USDC No. C93-1750 VRW in the amount of \$75,000.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: January 11, 1992

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

APPROVAL OF MINUTES OF MEETINGS OF JUNE 30, 1993 AND JULY 7, 1993

Approval of minutes of the meetings of June 30, 1993 and July 7, 1993, the Commissioners having received, approved and returned the copies of same.

Motion by Commissioner Rodriguez, second by Commissioner Hewlett. Matter approved 5-0.

POLICE COMMISSION REPORT

Commissioner Low announced no meeting on October 6th. Commissioner Hewlett asked that the Tenderloin Revitalization Program be calendared for September 29th and consider applying for funds from the Office of Justice Program and Justice Assistance for hiring of more officers.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera updated the Commission regarding crime statistics. He stated the first eight months, crime is down 12.38% citywide. Down 19% in August 1993. Arrests are up and Taraval crime rate is down. Chief Ribera further stated that no action regarding shopping cart enforcement will be taken until the program is presented to the Commission.

OCC DIRECTOR'S REPORT TO THE COMMISSION

Alfreda Porter, director OCC, described the duties and responsibilities of the OCC.

RESOLUTION NO. 98-93

HEARING ON CHARGES FILED AGAINST POLICE OFFICER MICHAEL PAWSEY, TARAVAL STATION

WHEREAS, on August 8, 1993, Anthony D. Ribera, Chief of Police, made and served charges against Police Officer Michael Pawsey, Taraval Station, as follows:

SPECIFICATION NO. 1

Possessing or using controlled substances as defined under the California Uniform Controlled Substances Act without a valid prescription (violation of Rule III, subsection C, of General Order D-18 of the San Francisco Police Department);

SPECIFICATION NO. 2

Engaging in conduct which subverts the good order, efficiency or discipline of the department and which brings discredit on the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);





SPECIFICATION NO. 3

Failure to answer truthfully and without evasion when questioned by the Management Control Division (violation of Rule A-21 of General Order D-1 of the San Francisco Police Department).

and

WHEREAS, on Thursday, September 2, 1993, Officer Pawsey submitted his resignation to the San Francisco Police Department and that said resignation is effective on Thursday, September 2, 1993, which resignation was accepted with the condition that the services of Officer Michael Pawsey has been unsatisfactory and that he does not resign in good standing; therefore be it

RESOLVED, that the charges of violating the Rules and Procedures of the San Francisco Police Department filed against Police Officer Michael Pawsey, Taraval Station, be, and the same are hereby continued off calendar.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO CHANGE THE NAME OF THE HALL OF JUSTICE TO THOMAS J. CAHILL HALL OF JUSTICE

---

Chief Ribera addressed the Commission regarding name change of the Hall of Justice to Thomas J. Cahill Hall of Justice.

Commissioner Friday discussed with Chief Ribera the support.

PUBLIC COMMENTS re: Name Change

Sergeant Joe Williams stated that Cahill was against the Officers for Justice and stated that as Chief there were racist moves made by Cahill.

Emperor of Arcadia stated his concerns in naming the Hall of Justice for Chief Cahill.

Motion by Commissioner Rodriguez, second by Commissioner Hewlett. Matter approved 4-0 with Commissioner Hewlett abstaining and asked that discriminatory actions alleged against Chief Cahill be investigated before final vote.

RESOLUTION NO. 99-93

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO CHANGE THE NAME OF THE HALL OF JUSTICE TO THOMAS J. CAHILL HALL OF JUSTICE

---

WHEREAS, the Hall of Justice building houses the offices and people who conspire the backbone of the San Francisco criminal justice system; and

WHEREAS, a public building such as the Hall of Justice deserves to receive the name of a dedicated criminal justice professional; and

WHEREAS, Thomas J. Cahill, the longest tenured Chief of Police in San Francisco's history, exemplifies the best characteristics of a criminal justice professional and dedicated, public servant; and



WHEREAS, Chief of Police Anthony Ribera, joined by Sheriff Michael Hennessey, District Attorney Arlo Smith, Chief Adult Probation Officer Arlene Sauser, and Coroner Dr. Boyd Stephens strongly support naming the Hall of Justice the Thomas J. Cahill, Hall of Justice; now therefore be it

RESOLVED, that the Police Commission supports naming the Hall of Justice as the "Thomas J. Cahill Hall of Justice" and urges the Board of Supervisors to adopt a resolution effecting the name change.

AYES: Commissioners Feinstein, Friday, Low,  
Rodriguez  
ABSTAIN: Commissioner Hewlett

#### DISCUSSION RE: PROPOSED REORGANIZATION

Chief Ribera presented reorganization and noted changes in Investigations and Special Investigations. He further stated if Proposition 172 passes in November, he hopes to put an academy class in January 1994 and bring the department to full strength.

Emperor of Arcadia stated that the Police Commission secretary should be replaced and offered his services.

Mr. Dan Ryan discussed Proposition 172 in the upcoming election and asked for reassurance that the money will go to public safety and not other areas.

Motion by Commissioner Hewlett, second by Commissioner Feinstein. Matter approved 5-0.

#### RESOLUTION NO. 100-93

#### APPROVAL OF PROPOSED REORGANIZATION

RESOLVED, that the Police Commission hereby approves the proposed reorganization as presented by Anthony D. Ribera, Chief of Police of the San Francisco Police Department.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

#### CAPTAIN GREGORY WINTERS, COMMANDING OFFICER, TARAVAL STATION, TO ADDRESS THE COMMISSION ON POLICE ACTIVITIES IN THE TARAVAL STATION

Captain Winters, Taraval Station, made a presentation regarding conditions in the district and stated district is operating in the full community policing mode.

Chief Ribera commended Captain Winters for recent capture of bank robbers last weekend.

#### PUBLIC COMMENTS

Rod Matsen, OMI, thanked Chief Ribera for attending the OMI meeting and thanked Captain Winters for his efforts in the district and closing of crack houses in the area.

Unidentified OMI complemented Captain Winters and discussed gang problems and asked for more officers for patrol and more undercover officers.

Ruth Shanick, OMI, discussed problems with students at the Jose Ortega School. She discussed crime in the area and problems when calling police.





Minnie Ward, member OMI, talked of past problems which have been corrected and discussed the recent assignment of more solo motorcycle officers in the area and asked that more motorcycles be assigned to deal with traffic problems.

Chief Ribera responded and stated that as needs arises ore assistance maybe sent.

Joan Lewis, OMI, praised the Taraval officers and stated that prior problems have disappeared but drug dealing continues and stated that more undercover cars and equipment are need.

Randall Knox, attorney representing Black Police Officers Association, discussed the lieutenants exam and the lack of black officers in the upper numbers. He recommends that the Commission correct the imbalance. He asked the Chief regarding why appointments are needed now and he asked the temporary appointments be delayed until the test is validated and discussed further concerns regarding postponing of the captains exam.

Officer Con Johnson, president OFJ, commended Chief Ribera for his efforts on the lieutenants exam and discussed problems in the process and asked the Chief to continue to work with various groups on the issues.

Barbara Orman asked for curfew enforcement for juveniles. She further suggested that police should go to schools and talk with students.

Emperor of Arcadia discussed drug abuse and problems within the building owned by PG&E and suggested that be reuse for drug users.


Will Cole, OMI, commended Captain winters and the officers of Taraval and asked and inquired regarding drug sniffing dogs. He discussed juvenile drug problems.

Richard Speckler, St. Francis Woods Association, discussed vandalism at night and asked for officers to patrol the area more often.

Katherine Bowbrowski discussed drug problems in Sutter/Stockton area, drugs, panhandling etc.

Madeline Cobb discussed harassment in the area.

Thereafter, the meeting was adjourned at 8:10 p.m.



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Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

1137/rc  
W/7063M





9/93  
The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, SEPTEMBER 29, 1993

REGULAR MEETING

ROOM 551  
\*6:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meetings of July 26, 1993 and August 4, 1993
4. Police Commission Report
  - a. Motion on Calendaring of New Matters
5. Chief's Report to the Police Commission
6. OCC Director's Report to the Police Commission
7. Status Report to the Commission re: Tenderloin Revitalization Grant
8. Request of the Chief of Police to Apply for, Accept and Expend Funds from the Office of Justice Programs/Bureau of Justice Assistance to Conduct the Police Hiring Supplement Program
9. Request of the Chief of Police for Authorization to Move Central Station from its Present Location at 766 Vallejo Street to 111 Bay Street
10. Request of the Chief of Police for Approval of Sale and Transfer of Patrol Beat No. 67 from PSO Serge Loukianoff to PSO Serge White
11. Public Comments

(Members of the public may address the Commission for up to 3 minutes for individuals or up to 5 minutes for groups. The President of the Commission may limit the total testimony time.)

\*Please note time changed from 5:30 p.m. to 6:00 p.m.





# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, SEPTEMBER 29, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

12. Hearing on Charges Filed Against Officer Andrew J. Bates,  
Records Section (File No. C23-125 JWA)
13. Hearing on Charges Filed Against Officer Vladimir  
Shegoleff, Mission Station (File No. C23-228 JWA)





45  
2  
29/93  
SEPTEMBER 29, 1993

MINUTES  
REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers at the Hall of Justice, Room 551, 850 Bryant Street, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Friday, Hewlett, Low Rodriguez

APPROVAL OF MINUTES OF MEETINGS OF JULY 26, 1993 AND AUGUST 4, 1993

Approval of minutes of the meetings of July 26, 1993 and August 4, 1993, the Commissioners having received, approved and returned the copies of same.

POLICE COMMISSION REPORT

Commissioner Low announced no meeting on October 6th and the possibility of no meeting on October 27th.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera stated that he attended a meeting regarding the lieutenants exam and all parties are reviewing the test results. He also talked about going to court on Friday regarding the sergeant promotions. He stated that the Board of Supervisors Public Safety Committee passed on to the full Board a resolution reducing the age for entrance in the cabarets from 21 to 18 between the hours of 2:00 and 6:00. Lieutenant Ryan discussed the department's opposition to the passage of that. Commissioner Low announced that each commissioners individually opposes to the change. Commissioner Low discussed with the Chief the scheduling of future examinations.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Porter stated that her staff is continuing to reduce the cases pending and also talked of problems with statistical reports that are arising because of staff reduction. She stated she will try to issue a report within the next 60 days.

STATUS REPORT TO THE COMMISSION RE: TENDERLOIN REVITALIZATION GRANT

Lieutenant Ryan, Fiscal, presented status of background of the Tenderloin Revitalization grant. Commissioner Low complemented Lt. Ryan for his efforts in that area and Commissioner Hewlett stated that San Francisco is now a model program for Revitalization Grant.

REQUEST OF THE CHIEF OF POLICE TO APPLY FOR, ACCEPT AND EXPEND FUNDS FROM THE OFFICE OF JUSTICE PROGRAMS/BUREAU OF JUSTICE ASSISTANCE TO CONDUCT THE POLICE HIRING SUPPLEMENT PROGRAM

Sergeant Bisordi, Fiscal, presented the grant. Motion by Commissioner Hewlett, second by Commissioner Friday. Matter approved 5-0.



RESOLUTION NO. 101-93

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY FOR, ACCEPT AND EXPEND FUNDS FROM THE OFFICE OF JUSTICE PROGRAMS/BUREAU OF JUSTICE ASSISTANCE TO CONDUCT THE POLICE HIRING SUPPLEMENT PROGRAM

---

WHEREAS, the Office of Justice Programs/Bureau of Justice Assistance is offering funding for the Police Hiring Supplement Program; and

WHEREAS, this three year program offers an award of \$2 million to the San Francisco Police Department for the salaries and benefits of sworn police officers; therefore, be it

RESOLVED, that the Police Commission does hereby authorize the Chief of Police of the City and County of San Francisco to apply for, accept and expend funds from the Office of Justice Programs/Bureau of Justice Assistance to conduct the Police Hiring Supplement Program.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

REQUEST OF THE CHIEF OF POLICE FOR AUTHORIZATION TO MOVE CENTRAL STATION FROM ITS PRESENT LOCATION AT 766 VALLEJO STREET TO 111 BAY STREET

---

Chief Ribera stated he needed to meet with the community and asked that the matter be put over until tentatively October 29th at the district meeting. Commissioner Low stated that the Commission needed more information regarding facts, figures, cost and benefits of the move and asked that be done in the next meeting when this item is calendared.

PUBLIC COMMENTS

Arnold Chin, Chinese Chamber of Commerce, read a statement regarding opposing to moving the station and the lack of notification. He also discussed Potrero Station vs. Central Station. He talked of commitment by previous chiefs regarding Central Station and asked the Commission to admonish the Chief regarding his actions.

Commissioner Feinstein inquired to the Chief regarding problems of Central Station remodeling, etc.

Gary Hoy, Bureau of Architecture, briefs the Commission on problems regarding bids, third bid process at \$3.4 million bid and \$3. million budgeted for Potrero Station.

Supervisor Bill Maher addressed the Commission and stated he is representing the Chinese and Northbeach community.

Commissioner Rodriguez reminded Mr. Maher of the time limit regarding addressing the Commission.

Supervisor Maher asked that the matter be calendared as a hearing and not action on October 27th.

Supervisor Shelley, Board of Supervisors, addressed Central Station issue, discussed the process and stated more time is needed. He commends the Commission for putting the matter over.

Lewis Vaughn, Afro-American Community, discussed banding procedure on promotionals and also talked of problems in the Bayview District.





Charlie Walker, contractor, discussed contract problems with joint venture issues regarding joint venture problems in bidding for Potrero Station.

Mrs. Lee, Ping Yuen Association, against the move of Central Station. It would cause harm to the community and asked the Chinatown community be considered.

Mrs. Chin asked why no input from the community as against moving Central Station and asked the Commission to reconsider the move.

Karen Pierce, Bayview area, discussed banding of Afro-Americans in the lieutenants exam and asked the Commission to consider building Potrero Station as soon as possible. She also supports the Chinese community and against moving Central Station.

Reverend Norman Fong is against moving Central Station.

Bill Seto, Stockton Street Merchants Association, is against moving Central Station and asked that the Commission consider the community.

Inid Lim, Chinatown, against Central Station move.

Willie Beasley, Hunters Point, against moving Bayview Station and stated there is not enough information for the public.

Nathaniel Mason, NAACP, discussed banding issue being worked on and asked that the department work with the community.

Rose Pak, Chinese Chamber of Commerce, asked for more community meetings before action on Central Station.

Maggie Olsen discussed recent editorial in the paper regarding remarks by the Chief. She asked for a progress report regarding citation issues by the police and the number dismissed by the district attorney regarding the quality of life issues.

#### RESOLUTION NO. 102-93

##### APPROVAL OF SALE AND TRANSFER OF PATROL BEAT NO. 67 FROM PSO SERGE LOUKIANOFF TO PSO SERGE WHITE

WHEREAS, Patrol Special Officer Serge Loukianoff requested permission to sell and transfer Patrol Special Beat No. 67 to Patrol Special Officer Serge White; and

WHEREAS, Patrol Special Officer Serge Loukianoff and Patrol Special Officer Serge White have entered in an agreement for the transfer of Beat 67; and

WHEREAS, all requirements of Rule 1.53 of the current Rules and Procedures of Patrol Special Officers have been met; now, therefore be it

RESOLVED, that ownership of Patrol Special Beat No. 67 is transferred from Serge Loukianoff to Serge White.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

#### RESOLUTION NO. 103-93

##### HEARING ON CHARGES FILED AGAINST OFFICER ANDREW J. BATES, RECORDS SECTION (FILE NO. C23-125 JWA)

WHEREAS, on March 3, 1993, Anthony D. Ribera, Chief of Police of the San Francisco Police Department, made and served charges against Police Officer Andrew J. Bates, Records Section, as follows:



SPECIFICATION NO. 1

Engaging in conduct which subverts the good order and discipline of the department and which brings discredit on the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 2

Engaging in conduct which subverts the good order and discipline of the department which brings discredit on the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 3

Failure to maintain himself in a fit condition to perform police duties while carrying a firearm off-duty (violation of Rule Paragraph III, D of General Order D-4 of the San Francisco Police Department);

and

WHEREAS, the Police Commission set Wednesday, September 29, 1993, as the date for the hearing on charges filed against Officer Andrew J. Bates; and

WHEREAS, Chief of Police Anthony D. Ribera announced that the Police Department was in receipt of the resignation of Police Officer Andrew J. Bates from the San Francisco Police Department, said resignation effective close of business September 28, 1993, which resignation was accepted with the condition that the services of Officer Andrew J. Bates have been unsatisfactory and that he does not resign in good stating; therefore be it

RESOLVED, that the charges of violating the Rules and Procedures of the San Francisco Police Department filed against Officer Andrew J. Bates, be, and the same are hereby continued off calendar.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

HEARING OF OFFICER VLADIMIR SHEGOLEFF, MISSION STATION

The hearing of Police Officer Vladimir Shegoleff, Mission Station, was called it having been set for this date. Officer Shegoleff was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Engaging in conduct which tends to subvert the good order, efficiency or discipline of the department and which brings discredit on the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

in a properly verified complaint by Anthony D. Ribera, Chief of Police of the San Francisco Police Department.

Officer Vladimir Shegoleff appeared in person and was represented by Mr. Stephen Whitmore, Attorney at Law.





Mr. Jerry W. Akins, Attorney at Law, appeared on behalf of the San Francisco Police Department.

Mr. Stephen Whitmore entered a plea of no contest to Specification No. 1 on behalf of Officer Shegoleff.

The Police Commission unanimously approved and accepted the plea of Officer Shegoleff and based on his plea sustained the charge contained in Specification No. 1.

Based on these findings, the Commission requested a recommendation from Chief of Police Anthony D. Ribera. The following recommendation was made by the Chief of Police:

SPECIFICATION NO. 1

Termination held in abeyance for three (3) years with random testing for alcohol or controlled substances. Failure to submit to testing or testing positive during this three (3) year period shall result in imposition of termination. Rehabilitation shall be closely monitored by the commanding officer of Staff Services for the three (3) year period and shall include contracts for meetings, counseling or other necessary rehabilitation.

The Commission took the matter under submission and the following resolution was adopted:

RESOLUTION NO. 104-93

DECISION - HEARING OF OFFICER VLADIMIR SHEGOLEFF,  
MISSION STATION

WHEREAS, on June 23, 1993, Anthony D. Ribera, Chief of Police of the San Francisco Police Department, made and served charges against Officer Vladimir Shegoleff, and

WHEREAS, the Commission having heard the matter, accepted Officer Shegoleff's plea and sustaining the charges, makes the following findings of fact as set forth in the charges:

SPECIFICATION NO. 1

- (1) At all times herein mentioned, Vladimir Shegoleff, Star Number 1295, (hereinafter referred to as "the accused") was and is a police officer employed by the San Francisco Police Department assigned to Mission Station;
- (2) As a police officer employed by the San Francisco Police Department, the accused was and is responsible for knowing and obeying the rules, orders and procedures of the San Francisco Police Department;
- (3) On or about May 14, 1990, the accused came before the Police Commission on charges of substance abuse and was suspended for 90 days, placed on a monitoring program through the Commanding Officer of the Personnel Division for 18 months and subjected to unannounced testing for drug abuse for four years;





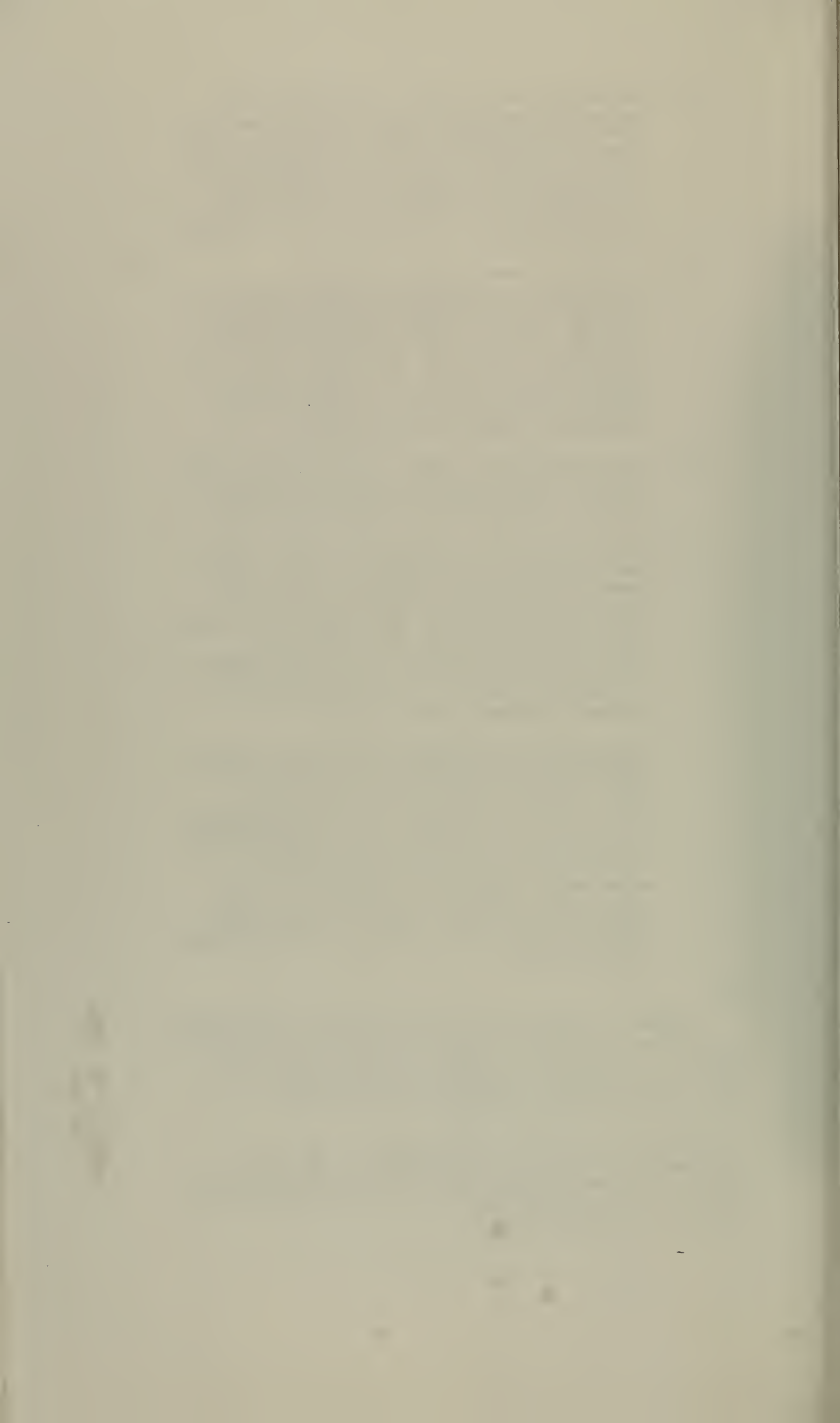
- (4) On Monday, May 24, 1993, at or about 1526 hours, the accused was off duty at home in the City and County of San Francisco; at that time the accused initiated a telephone call to "911", before he gave any information to the dispatcher, he hung up the phone and disconnected the call, this is referred to by dispatchers as a "911 hangup" and is a high priority call;
- (5) An officer from Taraval Station was dispatched and responded to the accused's residence; the responding officer found the accused in an extremely intoxicated state; supervisors were called who also noted his intoxicated condition, the accused was in an agitated state and it was necessary to restrain him to prevent him from injuring himself; an ambulance was summoned and the accused was taken to the hospital;
- (6) The accused was carried on sick leave on May 25, 26, 27 and 28, 1993; the accused did not furnish a physician's certificate of his illness as required by General Order P-8;
- (7) The accused, by continuing to abuse alcohol and disrupting the department while in an inebriated state and failure to report for duty or provide a physician's certificate verifying his illness, has engaged in conduct which tends to subvert the good order, efficiency or discipline of the department and which constitutes a violation of Rule A-9 of General Order D-1 of the San Francisco Police Department, which states:

"Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures, shall be considered unofficer-like conduct triable and punishable by the Board."

and

WHEREAS, a hearing on said charges was held before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, September 29, 1993, and on September 29, 1993, the matter was submitted to the Police Commission for decision; and

WHEREAS, based on the admissions of Officer Shegoleff the Commission finds that the allegations contained in Specification No. 1 as preferred by the Chief of Police against Officer Vladimir Shegoleff are sustained; therefore be it



RESOLVED, that based on these findings consistent with the Commission's duty to protect the health, safety and general welfare of the citizens of the City and County of San Francisco and the public in general, and in order to promote efficiency and discipline in the San Francisco Police Department, the Commission orders the following discipline be imposed:

SPECIFICATION NO. 1

Officer Shegoleff shall be terminated, however, termination shall be held in abeyance for three (3) years with random testing for alcohol or controlled substances. Failure to submit to testing or testing positive during this three (3) year period shall result in imposition of termination. Rehabilitation shall be closely monitored by the commanding officer of the Staff Services Division for the three (3) year period and shall include contracts for meetings, counseling or other necessary rehabilitation. Failure to follow the directions of the monitor shall be grounds for termination.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

(The entire proceeding was taken in shorthand form by Mr. Dave Davenport, CSR, William Hendersheid and Associates.)

Thereafter, the meeting was adjourned at 8:20 p.m.



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

1137/rc  
W/7064M







# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
THURSDAY, SEPTEMBER 30, 1993

SPECIAL MEETING

ROOM 551  
9:00 a.m.

Taking of Evidence by Commissioner Harry W. Low in the Disciplinary Charges filed against Sergeant Larry Barsetti, Tenderloin Task Force (File No. C12-121 EA), Officer Edward M. Browne, Tenderloin Task Force (File No. C12-124 EA), Officer James Lewis, Potrero Station (File No. C12-123 EA) and Officer Michael Palada, Central Station (File No. C12-122 EA)

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
FRIDAY, OCTOBER 1, 1993

SPECIAL MEETING

ROOM 551  
9:00 a.m.

Taking of Evidence by Commissioner Harry W. Low in the Disciplinary Charges filed against Sergeant Larry Barsetti, Tenderloin Task Force (File No. C12-121 EA), Officer Edward M. Browne, Tenderloin Task Force (File No. C12-124 EA), Officer James Lewis, Potrero Station (File No. C12-123 EA) and Officer Michael Palada, Central Station (File No. C12-122 EA)

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary





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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

111  
CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING

There will be no Police Commission Regular Meeting on Wednesday, ~~October 6, 1993~~. The next meeting will be on Wednesday, October 13, 1993 in Room 551, at the Hall of Justice.





The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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/// CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, OCTOBER 13, 1993

EXECUTIVE SESSION

Room 505-2  
5:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

Personnel Matter

Officer Vladimir Shegoleff

Attorney-Client Conference

- a. Robert Anderson v. CCSF
- b. Jean Pierre Quintos v. CCSF
- c. Mary Evans v. CCSF







# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, OCTOBER 13, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meeting of August 18, 1993
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Assignment of a Commissioner and Setting of Date to Conduct Taking of Evidence in the Appeal to the Chief's Suspension Imposed on Officer Frank Walker, Crime Prevention Unit (File No. D23-207, D23-208 JWA)
7. Chief's Report to the Police Commission
8. OCC Director's Report to the Police Commission
9. Request of the Chief of Police for Approval of Allowing Hold Harmless Agreement Between SFPD and the San Francisco Unified School District
10. Discussion and Action re: Schedule of Discipline and General Order D-17 "Discrimination and Harassment"
11. Status Report re: Dissemination of Information regarding Thomas Gerard
12. Public Comments

(Members of the public may address the Commission for up to 3 minutes for individuals or up to 5 minutes for groups. The President of the Commission may limit the total testimony time.)
13. Hearing on Charges Filed against Officer Dennis L. Newcomer, Northern Station (File No. C34-043 JWA)



Unlitigated Claim



# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CONSENT CALENDAR  
POLICE COMMISSION MEETING  
WEDNESDAY, OCTOBER 13, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Request of the Chief of Police for Approval of the Report of Expenditures from the Chief's Contingent Fund for the Month of July and August, 1993
2. Recommendation of the City Attorney for Settlement of the Following Claims:
  - a. Robert Anderson v. CCSF \$ 8,000.00
  - b. Jean Pierre Quintos v. CCSF 6,106.51  
Unlitigated Claim
  - c. Mary Evans v. CCSF 15,000.00





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MINUTES

OCTOBER 13, 1993

EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street, on Wednesday, October 13, 1993 at 5:15 p.m. in Executive Session.

Attorney-Client Conference

- a. Robert Anderson v. CCSF
- b. Jean Pierre Quintos v. CCSF  
Unlitigated Claim
- c. Mary Evans v. CCSF

OCTOBER 13, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 13, 1993 at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Friday, Hewlett, Low Rodriguez

APPROVAL OF MINUTES OF MEETING OF AUGUST 18, 1993

Approval of minutes of the meeting of August 18, 1993, the Commissioners having received, approved and returned the copies of same.

APPROVAL OF CONSENT CALENDAR

RESOLUTION NO. 105-93

APPROVAL OF REPORT OF EXPENDITURES FROM THE CHIEF'S CONTINGENT FUND FOR THE MONTHS OF JULY AND AUGUST, 1993

RESOLVED, that the Police Commission hereby approve the Report of Expenditures from the Chief Contingent Fund for the Months of July and August, 1993.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

RESOLUTION NO. 106-93

ROBERT ANDERSON v. CCSF

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Robert Anderson v. CCSF" in Superior Court No. 917-933 in the amount of \$8,000.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: July 30, 1939

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

RESOLUTION NO. 107-93

JEAN PIERRE QUINTOS v. CCSF

RESOLVED, that the recommendation of the City Attorney for settlement of the unlitigated claim No. 92-04791, "Jean Pierre Quintos v. CCSF" in the amount of \$6,106.51 for damages sustained, be, and the same is hereby approved.



Date of Incident: March 29, 1993

AYES: Commissioners Feinstein, Friday, Hewlett, Low,  
Rodriguez

RESOLUTION NO. 108-93

MARY EVANS v. CCSF

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Mary Evans v. CCSF" in Superior Court No. 939-248 in the amount of \$15,000.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: October 14, 1990

AYES: Commissioners Feinstein, Friday, Hewlett, Low,  
Rodriguez

POLICE COMMISSION REPORT

Commissioner Low announced there will be a meeting on October 20th and no meeting on October 27th and the 27th will be a district meeting held at Commodore Stockton School in Chinatown.

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO CONDUCT TAKING OF EVIDENCE IN THE APPEAL TO THE CHIEF'S SUSPENSION IMPOSED ON OFFICER FRANK WALKER, CRIME PREVENTION UNIT (File No. D23-207, D23-208 JWA)

Put over to November 10th.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera discussed a resolution by the Commission sent to the Board of Supervisors requesting the Hall of Justice to be named after former Chief Cahill. He stated he met with the members of the OFJ and former Chief Cahill and he has indicated that the OFJ have withdrawn the opposition for naming of the building.

He discussed the Matrix Enforcement in all districts and stated he had a meeting with District Attorney Arlo Smith regarding narcotics enforcement and discussed the budget request for the second six months of fiscal year to help in funding the enforcement program.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

John Parker for Alfred Porter stated there is no report.

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL OF ALLOWING HOLD HARMLESS AGREEMENT BETWEEN SFPD AND THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT

Sergeant Heather Fong, Juvenile Division, presented the Hold Harmless Agreement to the Commission. Motion by Commissioner Hewlett, second by Commissioner Rodriguez. Matter approved.

RESOLUTION NO. 109-93

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL OF ALLOWING HOLD HARMLESS AGREEMENT BETWEEN SFPD AND THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT





WHEREAS, the San Francisco Police Department (SFPD) Wilderness Adventure Program will conduct seventeen (17) ropes courses and six (6) backpacking trips for middle school students as part of the Middle School Law Enforcement Program and the "M-Power" Project; and

WHEREAS, the San Francisco Unified School District (SFUSD) has presented the SFPD with an "agreement" that outlines the services to be provided and the amount of compensation that will be paid to the SFPD Wilderness Program; therefore be it

RESOLVED, that the Police Commission hereby approves the request of the Chief of Police allowing the Hold Harmless Agreement between San Francisco Police Department and the San Francisco Unified School District, for the sole purpose of conducting Wilderness Youth activities.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

DISCUSSION AND ACTION RE: SCHEDULE OF DISCIPLINE AND GENERAL ORDER D-17 " DISCRIMINATION AND HARASSMENT"

Lieutenant Lorin presented the Schedule of Discipline to the Commission, City Attorney Linda Ross, Chief Ribera and the Commission discussed further General Order D-17.

Judith Klein from the Commission of Status of Women, addressed the Commission regarding concerns and the Chief stated that the EEO Unit will stay separate and not incorporated into the Management Control Division and offers to put the matter over for one week for further discussion.

Commissioner Low discussed the Commission monitoring of D-17 when approved.

John Crew, ACLU, discussed various sections of the Schedule of Discipline specifically section B-12, C-10, 11 and 12, D-8, 10, 11, 36, 40, 41, 42, D-7 and D-31. Chief Ribera responded to Mr. Crew's concerns and after discussion, the matter is put over to November 17th.

Sergeant Stephanie Thorn, president of Women Officers Network, addressed the Commission regarding General Order D-17, thanked the department for keeping the EEO Unit separate from Management Control.

STATUS REPORT RE: DISSEMINATION OF INFORMATION REGARDING THOMAS GERARD

Commissioner Hewlett discussed decision by Judge Louie regarding release of information regarding the Thomas Gerard case. She stated that Judge Louie has granted the motion to release information and material will be sent when the department receives signed order from the judge.

PUBLIC COMMENTS

Virginia Conway discussed problems of pets owned by homeless people and where these animals are taken when arrests are made.





Maggie Olsen discussed a recent article in the newspaper regarding the homeless and asked the Commission to provide statistics on the dismissal of the homeless arrests cases.

HEARING OF POLICE OFFICER DENNIS L. NEWCOMER, NORTHERN STATION

The hearing of Police Officer Dennis L. Necomer, Northern Station, was called it having been set for this date. Officer Newcomer was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Failure to follow the lawful orders of his superior officers (violation of Rule A-11 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 2

Engaging in conduct which subverts the good order, efficiency or discipline of the department and which brings discredit on the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department)

in a properly verified complaint by Anthony D. Ribera, Chief of Police of the San Francisco Police Department.

Officer Dennis L. Newcomer appeared in person and was represented by Mr. Stephen Whitmore, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared on behalf of the San Francisco Police Department.

Opening statements were made by Mr. Jerry Akins and Mr. Stephen Whitmore.

Mr. Whitmore entered a plea of no contest on Specifications No. 1 and 2 on behalf of Officer Newcomer. Officer Newcomer affirmed entry of a no contest plea in these matters.

The Commission unanimously approved and accepted the plea of Officer Newcomer.

Based on these findings, the Commission requested a recommendation from Chief of Police Anthony D. Ribera. The following recommendation was made by the Chief of Police:

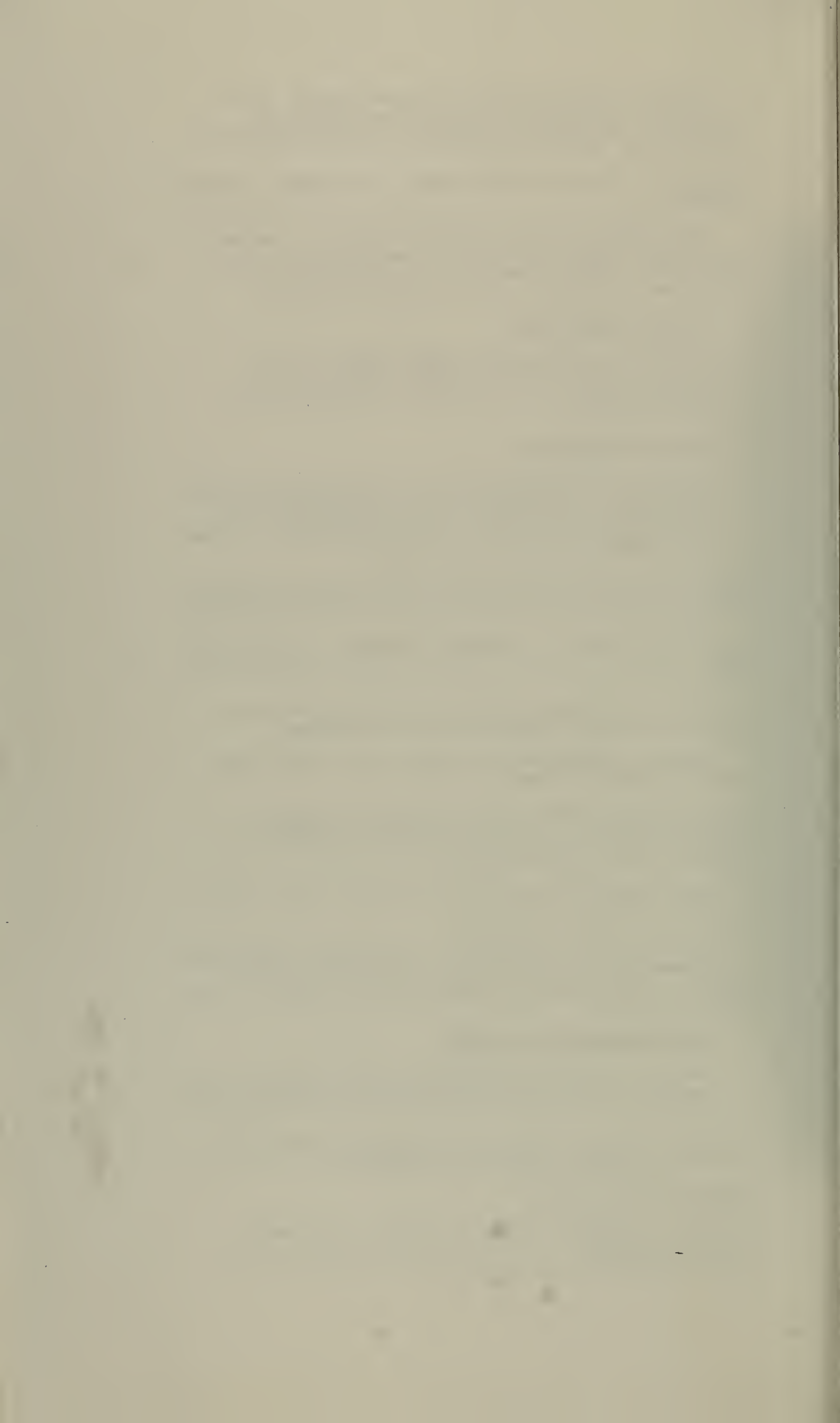
SPECIFICATIONS NO. 1 AND 2

Twenty (20) days suspension; eight (8) days imposed, twelve (12) days held in abeyance for one (1) year.

The Commission took the matter under submission and the following resolution was adopted:

RESOLUTION NO. 110-93

DECISION - HEARING OF OFFICER DENNIS L. NEWCOMER, NORTHERN STATION



WHEREAS, on August 18, 1993, Anthony D. Ribera, Chief of Police of the San Francisco Police Department, made and served charges against Officer Dennis L. Newcomer, and

WHEREAS, the Commission having heard the matter, makes the following findings of fact as set forth in the following charges:

SPECIFICATION NO. 1

- (1) At all times herein mention, Dennis L. Newcomer, Star Number 965, (hereinafter referred to as "the accused") was and is a police officer employed by the San Francisco Police Department and assigned to the Northern District;
- (2) As a police officer, the accused was and is responsible for knowing and obeying the rules, orders and procedures of the San Francisco Police Department;
- (3) After a long period of disability leave, the accused requested return to full duty; on June 10, 1993, the accused returned to active duty in the Personnel Division pending evaluation of his physical condition; after examination by the police physician and consultation between the police physician and the accused's treating physician who had released the accused to full duty, the accused was assigned to the Field Operations Bureau;
- (4) On June 27, 1993, the accused was assigned to Northern Station, as a full duty officer on the day shift; the accused performed the duties assigned to him at Northern Station for a period of time;
- (5) On July 15, 1993, the accused informed the day shift Platoon Commander at Northern Station that he would be carried on light duty and produced a single page from titled "WORK/SCHOOL RELEASE", signed by a doctor permitting the accused to return to work on "LIGHT DUTY no overhead lifting or combat activity"(sic);
- (6) At the request of the Northern Station Commanding Officer, the Police Physician examined the accused's medical records, discussed the accused's condition with the physician who provided the July 15, 1993 recommendation that the accused be assigned light duty, and discussed the matter with the accused's treating physician who had released the accused to full duty on June 23, 1993;
- (7) On August 10, 1993, the police physician wrote a memorandum to the Commanding Officer of the Northern District, stating that the accused should continue at full duty;
- (8) On August 13, 1993, the accused returned to duty after his watches off and was assigned by the Platoon Commander to patrol duties in a police vehicle; the accused refused to accept the assignment; the Acting Commanding





Officer of Northern Station was informed of the accused's refusal to follow the order to perform patrol duties; the Acting Commanding Officer ordered the accused to perform patrol duties and the accused refused to follow the order of the Acting Commanding; the Commanding Officer of the Northern District, Captain Cairns, was called to the station and was informed of the situation and Captain Cairns ordered the accused to perform patrol duties and the accused for the third time refused to perform patrol duties;

- (9) The accused, by refusing to follow lawful orders from his sergeant, Platoon Commander and his Commanding Officer engaged in conduct which constitutes a violation of Rule A-11 of General Order D-1 of the San Francisco Police Department, which states:

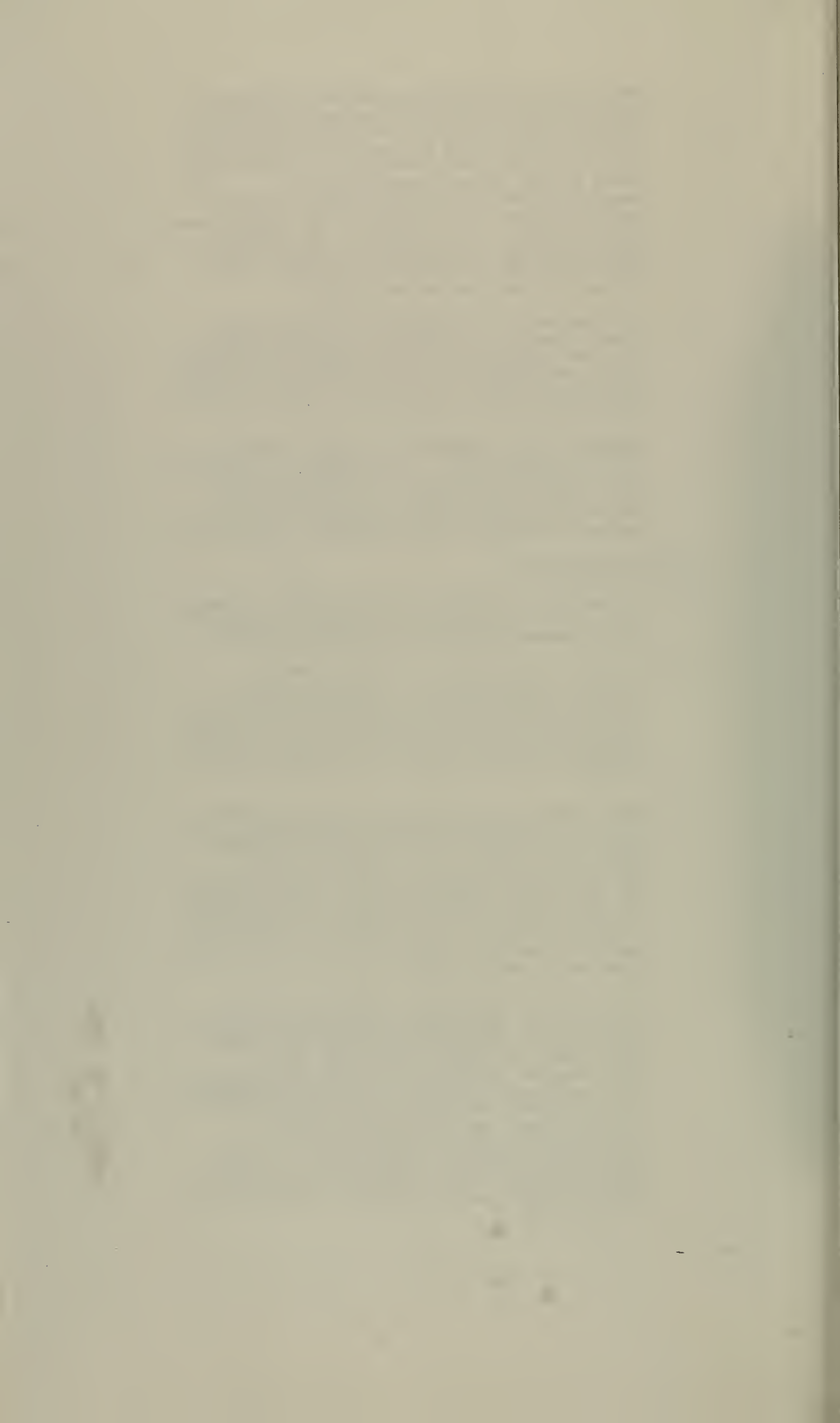
"Members shall promptly obey all lawful orders of superiors. If a member is given an order which conflicts with previous orders or with written directives, the member shall advise the superior of the conflict and proceed according to the superior's direction."

SPECIFICATION NO. 2

- (10) Paragraphs 1 through 9 of Charge No. 1 herein above are realleged and incorporated herein by reference as though set forth in full;
- (11) On August 13, 1993, after three times refusing lawful orders to perform patrol duties, the accused was asked if it was his intention to refuse in the future to perform patrol duties; the accused responded in the affirmative that he would not perform patrol duties;
- (12) The accused, by refusing to perform patrol duties as alleged in Specification No. 1 and then stating that he would refuse further orders to perform patrol duties in the future has engaged in conduct which subverts the good order, efficiency and discipline of the department and which reflects discredit on the department in violation of Rule A-9 of General Order D-1 of the San Francisco Police Department, which states:

"Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures, shall be considered unofficer-like conduct triable and punishable by the Board."

and



WHEREAS, a hearing on said charges was held before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, October 13, 1993, and on October 13, 1993, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Commission finds that the allegations contained in Specifications No. 1 and No. 2 as preferred by the Chief of Police against Police Officer Dennis Newcomer are sustained; and the Commission adopts the sustained specifications as its findings in this matter; therefore be it

RESOLVED, that based on these findings, consistent with the Commission's duty to protect the health, safety and general welfare of the citizens of the City and County of San Francisco and the public in general, and in order to promote efficiency and discipline in the San Francisco Police Department, the Police Commission orders the following discipline be imposed:

SPECIFICATIONS NOS. 1 AND 2

Sustained - Twenty (20) days suspension; eight (8) days imposed, twelve (12) days held in abeyance for one (1) year.

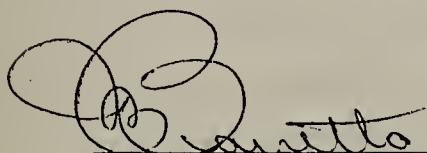
and be it further

RESOLVED, that the total suspension of eight (8) calendar was served commencing on Friday, August 13, 1993 at 0001 hours and ended on Friday, August 20, 1993 at 2400 hours.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

(The entire proceeding was taken in shorthand form by Ms. Linda Pransky, CSR.)

Thereafter, the meeting was adjourned at 7:20 p.m.



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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DOCUMENTS DEPT.

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, OCTOBER 20, 1993

EXECUTIVE SESSION

Room 505-2  
5:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

Personnel Matter

Officer Vladimir Shegoleff

Attorney-Client Conference

a. Phyllis Dent v. CCSF







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# The Police Commission

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## CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, OCTOBER 20, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Consent Calendar
4. Police Commission Report
  - a. Motion on Calendaring of New Matters
5. Chief's Report to the Police Commission
6. OCC Director's Report to the Police Commission
7. Request of the Chief of Police to Appropriate \$386,700 from the Narcotics Forfeiture and Asset Seizure Fund to Provide for Continuing Narcotics Abatement and Investigation for the Second Half of Fiscal Year 1993-94
8. Request of the Chief of Police for Approval to Apply for, Accept and Expend Funds from the OCJP to Conduct the Live Scan Terminal Project
9. Request of the Chief of Police for Approval to have Five Officers as Screeners in the Acquisition of Federal Surplus Property
10. Public Comments

(Members of the public may address the Commission for up to 3 minutes for individuals or up to 5 minutes for groups. The President of the Commission may limit the total testimony time.)





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# The Police Commission

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## CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, OCTOBER 20, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

11. Approval of Decision regarding Disciplinary Charges Filed Against Sergeant Larry Barsetti, Tenderloin Task Force (File No. C12-121 EA), Officer Edward M. Browne, Tenderloin Task Force (File No. C12-124 EA), Officer James Lewis, Potrero Station (File No. C12-123 EA) and Officer Michael Palada, Central Station (File No. C12-122 EA)

NOTE: There will be no Police Commission Meeting on Wednesday, October 27, 1993. The next Police Commission Meeting is scheduled on Wednesday, November 3, 1993 in the Central District, Commodore Stockton School, 950 Clay Street, at 6:00 p.m.







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# The Police Commission

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## CITY AND COUNTY OF SAN FRANCISCO

### CONSENT CALENDAR POLICE COMMISSION MEETING WEDNESDAY, OCTOBER 20, 1993

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Request of the Chief of Police for Approval to Accept a Gift of a Vehicle, a 1985 Ford Mustang, for the Bureau of Investigations
2. Recommendation of the City Attorney for Settlement of the Following Claim:
  - a. Phyllis Dent v. CCSF, et al \$ 6,400.50



120/93  
OCTOBER 20, 1993

MINUTES  
REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 20, 1993 at 5:30 p.m., in a Regular Meeting.

PRESENT: Commissioners Feinstein, Friday, Hewlett, Low  
ABSENT: Commissioner Rodriguez

APPROVAL OF CONSENT CALENDAR

Motion by Commissioner Feinstein, second by Commissioner Hewlett. Matter approved 4-0.

RESOLUTION NO. 111-93

APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO  
ACCEPT A GIFT OF A VEHICLE, A 1985 FORD MUSTANG, FOR  
THE BUREAU OF INVESTIGATIONS

WHEREAS, on September 9, 1993. Mr. Maurice Smalling, owner of a 1985 Ford Mustang, Calif. #3AXJ604, vin#1FABP28A6FF218081, decided under his own free will and without duress, to give said vehicle to the San Francisco Police Department to do with it as it sees fit;

WHEREAS, said vehicle's current Kelly Blue Book value is between \$1900.00 to \$3625.00 and said vehicle is in excellent running condition; therefore be it

RESOLVED, that the Police Commission hereby approves the request of the Chief of Police to accept a gift of a vehicle, a 1985 Ford Mustang, for the use of the Bureau of Investigations.

AYES: Commissioners Feinstein, Friday, Hewlett, Low  
ABSENT: Commissioner Rodriguez

RESOLUTION NO. 112-93

PHYLLIS DENT v. CCSF, et al

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Phyllis Dent v. CCSF, et al" in Superior Court No. 914-430 in the amount of \$6,400.50 for damages sustained, be, and the same is hereby approved.

Date of Incident: March 4, 1988

AYES: Commissioners Feinstein, Friday, Hewlett, Low  
ABSENT: Commissioner Rodriguez

POLICE COMMISSION REPORT

Commissioner Low announced that the Commission met in Closed Session and discussed General Order D-4. Commissioner Hewlett asked Legal for a list of duties and responsibilities of the unit. Commissioner Low also announced that the next meeting will be November 3rd in the district at Commodore Stockton School, 950 Clay.



## CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera briefed the Commission on a recent attendance of the International Chief of Police Convention held in Saint Louis. He mentioned discussions and workshops held during the conference regarding gays in the military and highrise tactical situations. Chief Ribera also informed the Commission regarding the Parolee at Large Program being held monthly. As of October 19th, there had been 45 parolees returned to San Quintin, 54 had been arrested, and three juveniles have been arrested and booked at YGC.

He also briefed the Commission regarding flooding problems in the 6th floor jail on Saturday, October 16th, which caused problems in the Communication Center.

Deputy Chief Reed gave specific details regarding the situation and indicated that the jail flooding overflowed from the 5th floor to the 4th floor, mainly in Communications. Public Health Department responded and advised there was no interruption at Communications. All calls were answered and the situation lasted until late Sunday night and clean up was continuing. He advised that only one Communications keyboard was lost. He commended the Communications staff for working under these conditions and recommends unit citations and estimated damage and loss to be in the area of \$200,000.00. He also stated he will meet with the Sheriffs to hopefully discuss elimination of future flooding by inmates in the 6th floor.

Commissioner Feinstein addressed the Commission's support of personnel who worked under these trying conditions.

Commissioner Hewlett talked of installing equipment to stop future incidents by inmates.

Deputy Chief Reed responded that the department will ask for three additional "muffin monsters" to be installed to hopefully eliminate flooding in the future.

Commissioner Low commended Commander Holder for the Parolee at Large arrests and Chief Ribera advised the Commission on actions taken by Deputy Chief Lau in arresting a carjacking suspect.

## OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION.

John Parker, OCC, for Alfreda Porter, stated no report this evening.

REQUEST OF THE CHIEF OF POLICE TO APPROPRIATE \$386,700 FROM THE NARCOTICS FORFEITURE AND ASSET SEIZURE FUND TO PROVIDE FIR CONTINUING NARCOTICS ABATEMENT AND INVESTIGATION FOR THE SECOND HALF OF FISCAL YEAR 1993-94

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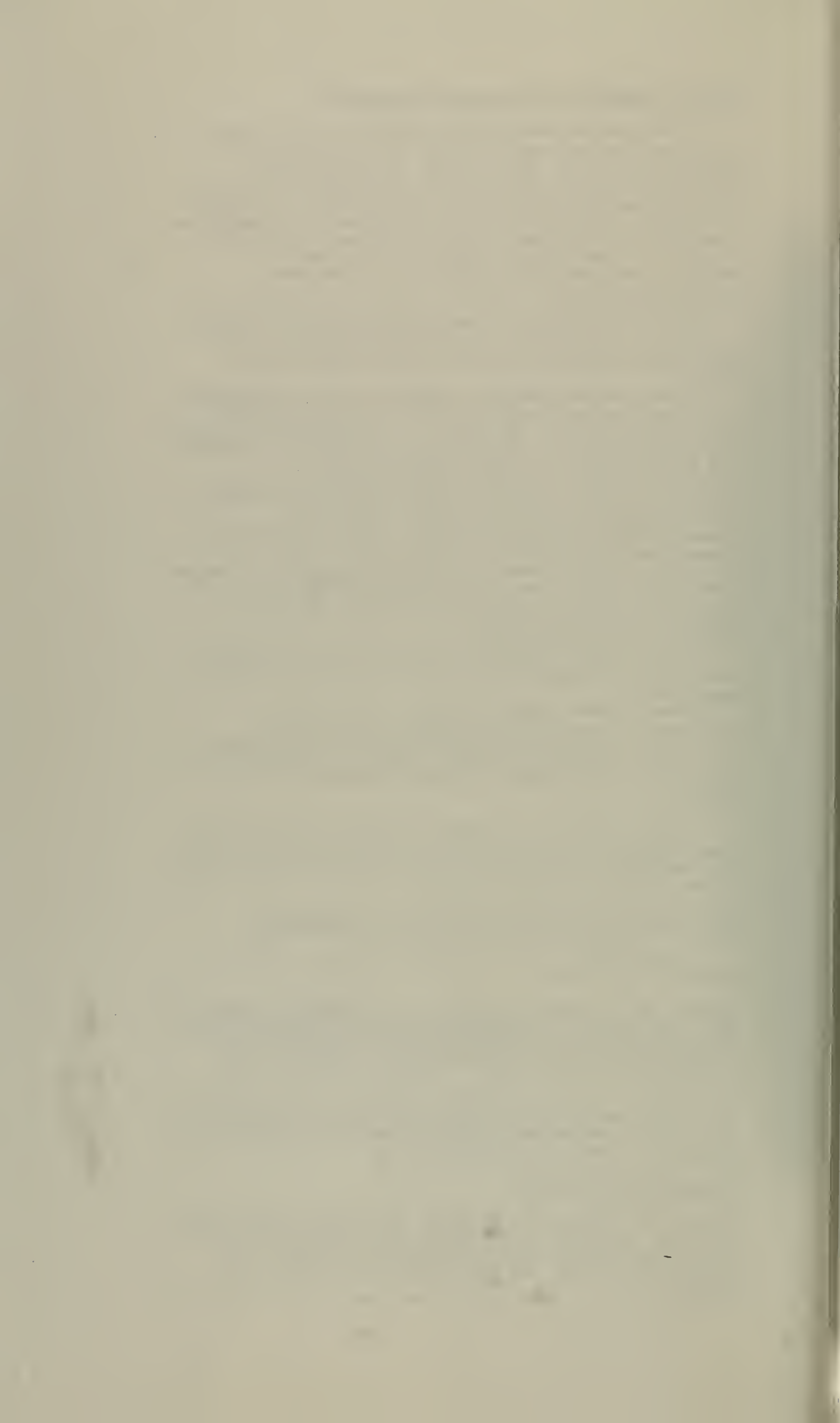
Lieutenant Ryan, Fiscal, made the presentation. Motion by Commissioner Hewlett, second by Commissioner Feinstein. Matter approved 4-0.

## RESOLUTION NO. 113-93

REQUEST OF THE CHIEF OF POLICE TO APPROPRIATE \$386,700 FROM THE NARCOTICS FORFEITURE AND ASSET SEIZURE FUND TO PROVIDE FOR CONTINUING NARCOTICS ABATEMENT AND INVESTIGATION FOR THE SECOND HALF OF FISCAL YEAR 1993-94

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WHEREAS, the Fiscal Year 1993-94 budget appropriated fund from the Narcotics Forfeiture and Asset Seizure Fund for the first half of the fiscal year; and

WHEREAS, it was the intention of this Department to request additional funding when funds became available; and

WHEREAS, such funds are now available; now therefore be it

RESOLVED, that the Police Commission hereby approves the appropriation of \$386,700 from the Narcotics Forfeiture and Asset Seizure Fund for the second half of Fiscal Year 1993-94.

AYES: Commissioners Feinstein, Friday, Hewlett, Low  
ABSENT: Commissioner Rodriguez

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO APPLY FOR, ACCEPT AND EXPEND FUNDS FROM THE OCJP TO CONDUCT THE LIVE SCAN TERMINAL PROJECT

Lieutenant Ryan again made the presentation. Motion by Commissioner Feinstein, second by Commissioner Friday. Matter approved 3-0. Commissioner Hewlett abstained as she sits as a member of the Office of Criminal Justice Planning.

RESOLUTION NO. 114-93

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO APPLY FOR, ACCEPT AND EXPEND FUNDS FROM THE OCJP TO CONDUCT THE LIVE SCAN TERMINAL PROJECT

RESOLVED, that the Police Commission hereby authorize the Chief of Police of the City and County of San Francisco to apply, accept, and expend funds from the Office of Criminal Justice Planning (OCJP) to conduct the Live Scan Terminal Project, as follows:

\$44,682.00 (OCJP)  
+ 19,149.00 Cash Match 30%  
\$63,831.00 TOTAL

To enable the Identification Bureau to capture the fingerprints of prisoners electronically rather than with ink to increase the efficiency of the booking process and allow for electronic transmission of the prints to the Department of Justice for faster, positive identification prior to the prisoners' release.

AYES: Commissioners Feinstein, Friday, Low  
ABSTAIN: Commissioner Hewlett  
ABSENT: Commissioner Rodriguez

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO HAVE FIVE OFFICERS AS SCREENERS IN THE ACQUISITION OF FEDERAL SURPLUS PROPERTY

Captain Molinari made the presentation. Motion by Commissioner Friday, second by Commissioner Feinstein. Matter approved 4-0.



RESOLUTION NO. 115-93

REQUEST OF THE CHIEF OF POLICE FOR APPROVAL TO HAVE  
FIVE OFFICERS AS SCREENERS IN THE ACQUISITION OF  
FEDERAL SURPLUS PROPERTY

WHEREAS, the San Francisco Police Department is offering budget constraints which hamper the requisition of needed equipment, tools, furnishings and vehicles; and

WHEREAS, the Federal and State governments have certain surplus property; and

WHEREAS, the Police Department may designate persons to screen such surplus property; and

WHEREAS, the Department wishes to participate in a surplus designation program by appointing five (5) officers as screeners of surplus property; and

WHEREAS, it is necessary to adopt a resolution to confirm the Department's participation in the Surplus Distribution Program; therefore be it

RESOLVED, that the Police Commission hereby adopts a resolution to name five (5) officers as screeners in the acquisition of federal surplus property and the attached Form 202 resolution is to be executed to accomplish this goals.

AYES: Commissioners Feinstein, Friday, Hewlett, Low  
ABSENT: Commissioner Rodriguez

APPROVAL OF DECISION REGARDING DISCIPLINARY CHARGES  
FILED AGAINST SERGEANT LARRY BARSETTI, TENDERLOIN TASK  
FORCE (FILE NO. C12-121 EA), OFFICER EDWARD M. BROWNE,  
TENDERLOIN TASK FORCE (FILE NO. C12-124 EA), OFFICER  
JAMES LEWIS, POTRERO STATION (FILE NO. C12-123 EA) AND  
OFFICER MICHAEL PALADA, CENTRAL STATION (FILE NO.  
C12-122 EA)

Taken out of order.

Commissioner Low asked the transcripts of the hearings be ordered and that the matter be recalendared after the transcripts have been received and reviewed by the Commission for final approval.

PUBLIC COMMENTS

Maggie Olsen discussed cases discharged by the district attorney regarding dismissal of quality of life arrests. She stated the OCC is overworked and suggest for careful behavior by the police.

John Crew, ACLU, talked of the single commission hearings and Commissioner Low responded that they will continue. He also stated that decisions on motions filed in disciplinary cases will be decided by the full commission. John Crew also discussed the Matrix Enforcement and discussed followed between Commander Martel and the Commission. Commissioner Low stated that he is aware of the moral dilemma regarding this enforcement but problems exist and the city is doing its best to assist in the problems. John Crew then discussed the matters of the No Alternative Program for the homeless. He discussed camping and also the district attorney's opinion of structures. He further discussed a tape regarding a recent police actions and





Chief Ribera stated that the tape has not been made available to the department after several requests.

Commander Martel described the citation procedure.

Brian Boyd from the Homeless Task Force discussed the matter of more homeless coming to San Francisco in the winter and discussed the lack of beds and budgetary problems regarding the issue.

Thereafter, the meeting was adjourned at 7.00 p.m.

A handwritten signature in dark ink, appearing to read 'M. Barretta', is written over a horizontal line.

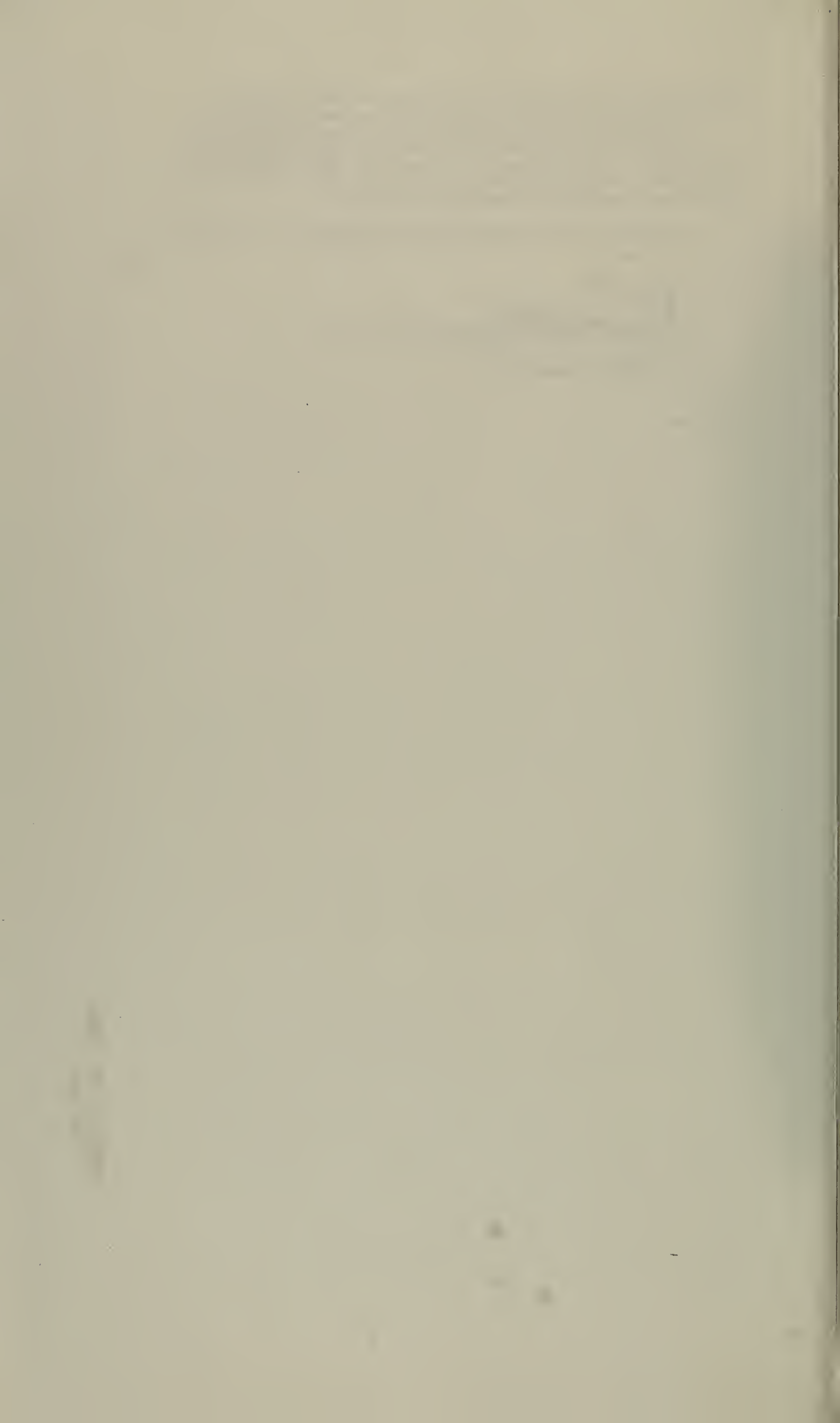
Lieutenant Manuel Barretta

Secretary

THE POLICE COMMISSION

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# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
SATURDAY, OCTOBER 23, 1993

SPECIAL MEETING

BOARD OF SUPERVISORS CHAMBER  
CITY HALL

10:00 a.m. to 12:00 p.m.

1. Review of Conflict of Interest Laws
2. Review of the San Francisco Sunshine Ordinance and Related Laws





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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

DOCUMENTS DEPT.

NOV 2 1993

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Secretary

11/ CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, NOVEMBER 3, 1993

14/ EXECUTIVE SESSION

CENTRAL DISTRICT  
COMMODORE STOCKTON SCHOOL  
950 CLAY STREET  
5:45 p.m.

Attorney-Client Conference.

a. Agatiello v. CCSF





THE  
SAN FRANCISCO POLICE COMMISSION  
AND  
CENTRAL POLICE STATION

CORDIALLY INVITE YOU TO ATTEND  
THE  
MONTHLY MEETING  
OF THE  
SAN FRANCISCO POLICE COMMISSION

Wednesday, November 3, 1993

COMMODORE STOCKTON SCHOOL  
950 Clay Street  
Time - 6:00 PM

Come and meet the San Francisco Police Commissioners.  
There will be a public comment session during the hearing.  
For more information, please contact:  
Officer Richard Van Winkle  
553-1529

Please invite your neighbors





The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, NOVEMBER 3, 1993

REGULAR MEETING

CENTRAL DISTRICT  
COMMODORE STOCKTON SCHOOL  
950 CLAY STREET

6:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
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LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Consent Calendar
4. Police Commission Report
  - a. Motion on Calendaring of New Matters
5. Assignment of Commissioner and Setting of Date for the Taking of Evidence on Charges Filed Against Officer Andrew A. Rolfes, Taraval Station (File No. C34-019 JWA)
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Discussion on District Station Construction Bonds
9. Public Comments

(Members of the public may address the Commission for up to 3 minutes for individuals or up to 5 minutes for groups. The President of the Commission may limit the total testimony time.)







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# The Police Commission

CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, NOVEMBER 3, 1993  
CONSENT CALENDAR

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Request of the Chief of Police for Approval of the Report of Expenditures from the Chief's Contingent Fund for the Month of September, 1993
2. Request of the Chief of Police for Approval to Accept a Donation of \$1,000.00 from Mr. Manou Mobedshahi, owner of the Savoy Hotel and Brasserie Savoy Restaurant
3. Request of the Chief of Police to Accept an Offer From EGIS Personal Safety Systems to Equip Dispatchers Working Evening Hours with a Hand Held Alarm System
4. Recommendation of the City Attorney for Settlement of the following claim:

Agatiello v. CCSF

\$9,500.00



3/93  
NOVEMBER 3, 1993

MINUTES  
EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in the Central District at Commodore Stockton School, 950 Clay Street, at 5:45 p.m. in an Executive Session.

Attorney-Client Conference

a. Agatiello v. CCSF

NOVEMBER 3, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in the Central District at Commodore Stockton School, 950 Clay Street, at 6:15 p.m. in a Regular Meeting.

PRESENT: Commissioners Feinstein, Friday, Hewlett, Low Rodriguez

APPROVAL OF CONSENT CALENDAR

Motion by Commissioner Feinstein, second by Commissioner Hewlett. Approved 5-0.

RESOLUTION NO. 118-93

APPROVAL OF REPORT OF EXPENDITURES FROM THE CHIEF'S CONTINGENT FUND FOR THE MONTH OF SEPTEMBER, 1993

RESOLVED, that the Police Commission hereby approves the Report of Expenditures from the Chief's Contingent Fund for the Month of September, 1993.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

RESOLUTION NO. 119-93

APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO ACCEPT A DONATION OF \$1,000.00 FROM MR. MANOU MOBESHABI, OWNER OF THE SAVOY HOTEL AND BRASSERIE SAVOY RESTAURANT

WHEREAS, the owner of Savoy Hotel and Brasserie Savoy Restaurant, Mr. Manou Mobedshahi, has donated \$1,000.00 in appreciation of the outstanding police services provided by the San Francisco Police Department; and

WHEREAS, the Police Commission may accept gifts in the amount of less than \$5,000.00; now therefore be it

RESOLVED, that the Police Commission hereby approves a request to accept and expend a gift in the amount of \$1,000.00 from the Savoy Hotel and Brasserie Savoy Restaurant.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

RESOLUTION NO. 120-93

APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO ACCEPT AN OFFER FROM EGIS PERSONAL SAFETY SYSTEMS TO EQUIP DISPATCHERS WORKING EVENING HOURS WITH A HAND HELD ALARM SYSTEM



RESOLVED, that the Police Commission hereby approves the request of the Chief of Police to accept an offer from EGIS Personal Safety Systems to equip dispatchers working evening hours with a hand held alarm system.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

RESOLUTION NO. 121-93

NANCY AGATIELLO v. CCSF, et al

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Nancy Agatiello v. CCSF, et al" in Superior Court No. 950-095 in the amount of \$9,500.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: June 29, 1992

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

POLICE COMMISSION REPORT

No Police Commission report.

ASSIGNMENT OF COMMISSIONER AND SETTING OF DATE FOR THE TAKING OF EVIDENCE ON CHARGES FILED AGAINST OFFICER ANDREW A. ROLFES, TARAVAL STATION (File No. C34-019JWA)

Assigned to Commissioner Feinstein. Jerry Akins, Management Control, advised the Commission that charges will be amended.

RESOLUTION NO. 117-93

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO CONDUCT TAKING OF EVIDENCE IN THE DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER ANDREW A. ROLFES, TARAVAL STATION

WHEREAS, the assignment of a Commissioner and setting of a date to conduct taking of evidence in the disciplinary charges filed against Officer Andrew A. Rolfes, Taraval Station, was called it having been set for this date; and

WHEREAS, Commissioner Katherine Feinstein is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Andrew A. Rolfes; therefore be it

RESOLVED, that Commissioner Feinstein is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Rolfes and is to be set at a later date.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera indicated he met today with members of the Board of Supervisors regarding the passage of Prop. 172 and and stated his plan is to have an academy class in place sometime in January with 50 recruits and he discussed lateral transfers of another 50 officers sometime before July 1st.





The Chief further discussed the Matrix Enforcement Program and stated crime is down 13%, in October down 30%. He also advised the Commission and the audience that Commander Holder will reinstituting the Safe Shopping Program and it is to start for the holiday season within the next two weeks.

The Chief also discussed Item No. 8, District Station Construction Bonds, and announced that Lt. Ryan is now the building project coordinator and stated they will seek community input regarding the construction of new stations. He stated that Lt. Ryan has met with various city officials regarding construction bonds and he also advised the audience that after reviewing further, Central Station will not move as previously requested to a location on Bay Street. He stated there are presently three options for Central Station: 1) is to expand or look into expansion of present location at 766 Vallejo; 2) is to build a new one across the street from the present location and the third option would be to purchase land in the Chinatown area which could have multiple use including housing Central Station.

The Chief further thanked Commissioner Low, Deputy Chief Lau and Mr. Pius Lee for their input regarding Central Station.

#### OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Director Porter addressed the Commission and discussed the statistical report. She also asked that the matter be calendared for further meeting regarding lifting of over time restrictions for investigative staff.

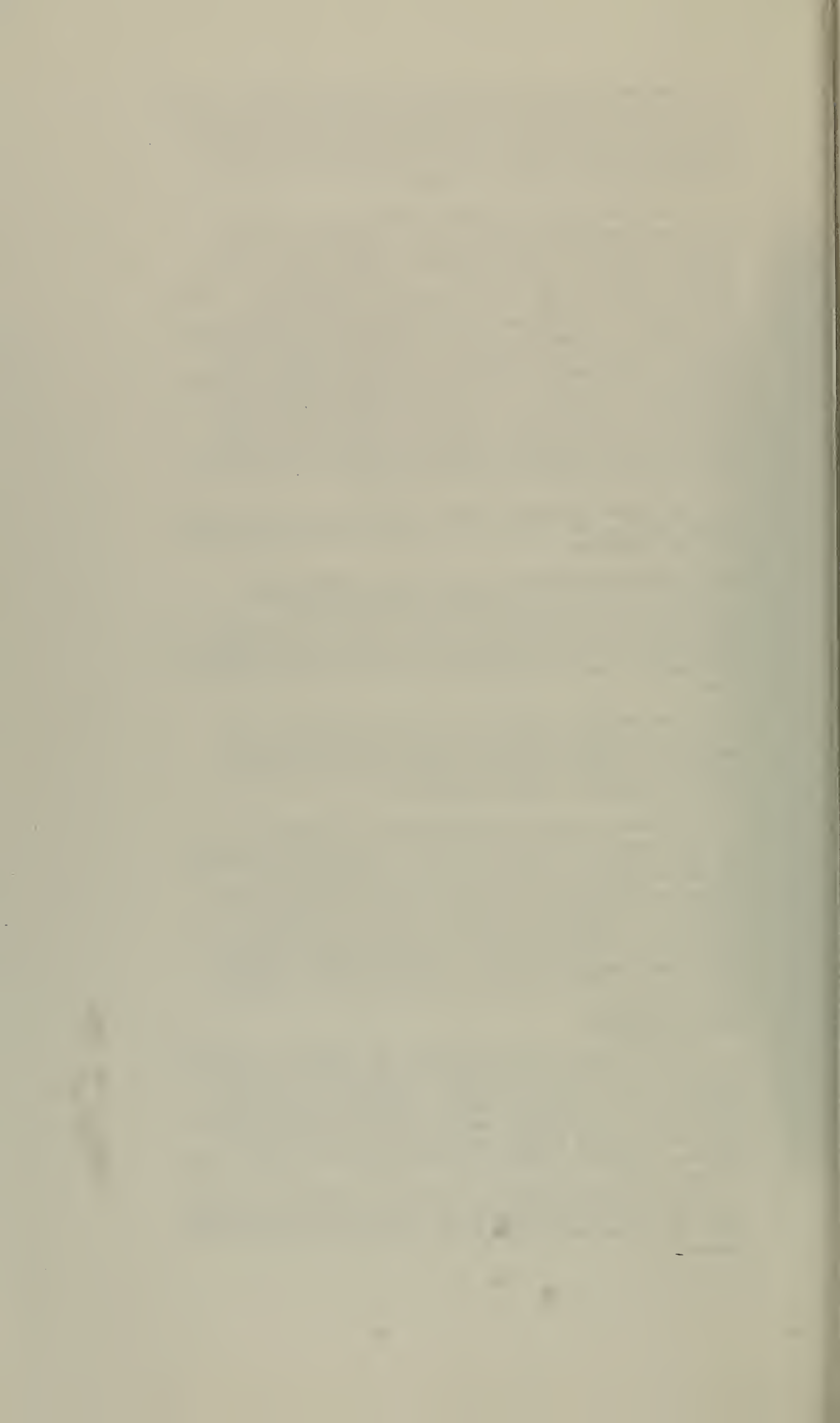
Commissioner Low then introduced Captain John Willett, Central Station, who introduced his wife Maryann who addressed the audience in the Chinese language. Captain Willett then presented Central Station plan for a safe district.

Various sergeants addressed the audience on various areas of concerns regarding crime and quality of life issues in the district. Sergeant Dan Greely discussed quality of life issues. Sergeant John Velasquez discussed narcotic enforcement and street crimes. Sergeant Marsha Ashe discussed prostitution abatement. Sergeant Roberto Salinas discussed graffiti. Sergeant Garrett Tom discussed Chinatown crime and gang activities. Sergeant Mike Thompson described outside overtime activities (OB Program).

#### PUBLIC COMMENTS

Arnold Chin, Chinese Chamber of Commerce, stated he is appalled at the actions of the Chief for lack of communication with the Chinese community regarding relocation of Central Station. He talked of a press conference held the day before with no input coming from the Chinese community and he discussed the options regarding Central Station that were addressed by the Chief.

Rose Pak expressed her concerns regarding working with the police department and after discussion asked that the department work more closely with the Chinese community.



Chin Bo Yuen, Chinatown Residence Association, read a statement to the Chief regarding not moving Central Station. He also asked why no translator was present in the meeting, discussed the crime rate and asked that the department work with the community.

Preston Gilmore asked that the Chief reconsider a new station in the Potrero district and discussed the building of a new station, the bond issue and the impact on minority contractors. He discussed future district meetings and asked that the bid process to build new stations be opened to everyone.

Mike Fluke thanked the Chief and the Commission and Commander Martel regarding the prostitution efforts and crime efforts in the Geary Street Corridor. He also supports the Matrix Program and offers assistance to the department when needed.

Katherine Browbowski, Sutter Stockton, discussed crime in the area and also stated no police in the area regarding panhandling.

Reverend Fong discussed communication with the department and stated better relations are needed between the department and the community.

Bruce Quan discussed the situation of Central Station and no notification regarding the Central Station issues and asked that inclusion of the community be made for future meetings.

Peter Chang, Chinatown YMCA, discussed a recent problem when calling police and getting no response. He stated he wrote a letter after which he received assistance and stated more officers are needed around the playground in the Chinatown area. He expressed need for more communications and more dialogue between the community and the station.

Larry Chuck, Executive Director Cameron House, thanked the Commission for having a meeting in the district which allows the public to address on personal basis.

Unidentified, Northbeach business owner, discussed parking problems in the area and asked the department to communicate with the business community regarding parking problems.

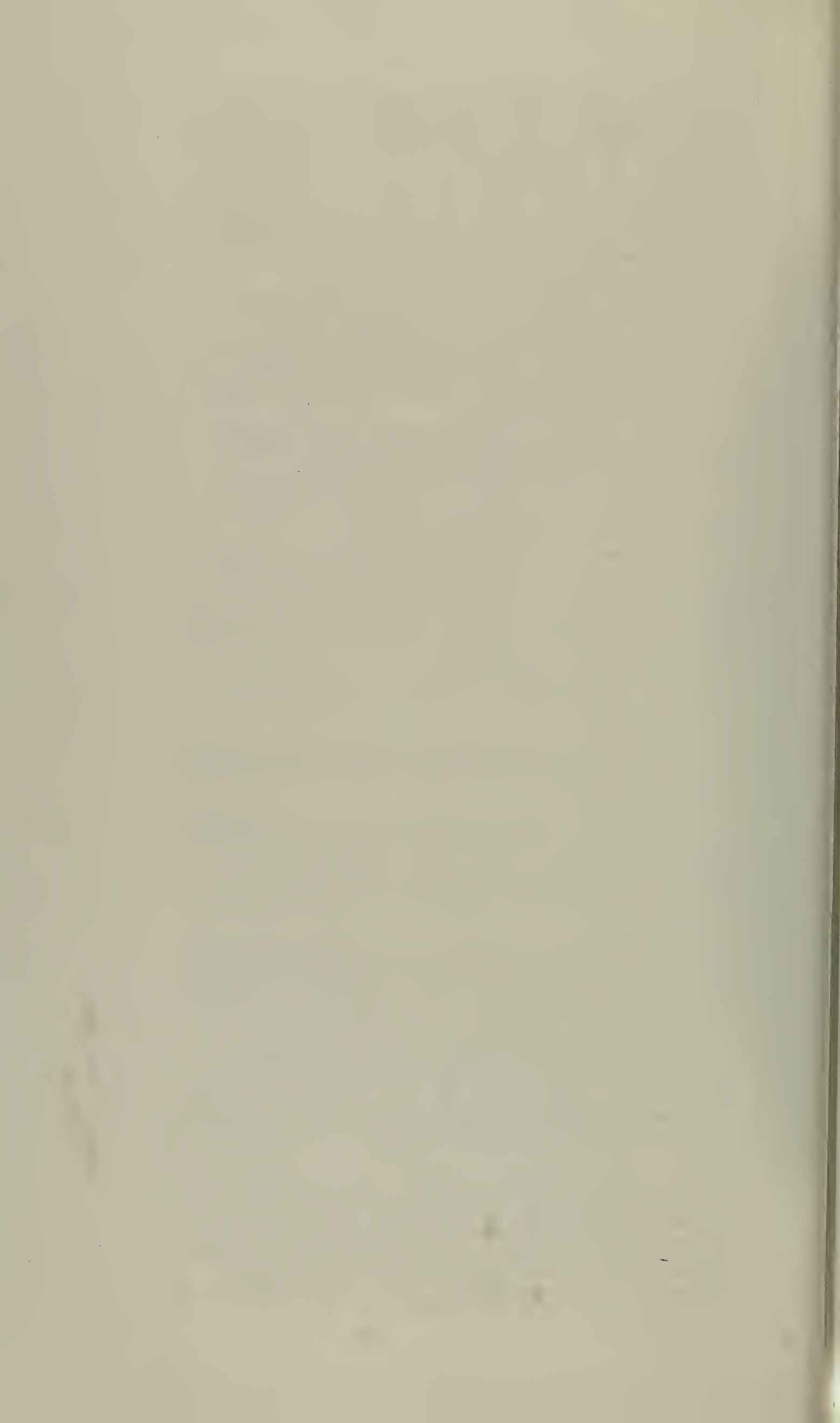
Gordon Chin, Chinatown Resource Center, discussed crime and safety in the Central District, the Matrix Program and asked for more information be given to the district residence so that more participation of groups can take place on major issues affecting the district and asked the department to work with the community.

Walter Pastore, Treasurer Northbeach Chamber of Commerce, discussed community participation with the department and Central Station and commended present and previous captains who served at Central as being the best in the department. He asked that community relation with the station continue to improve.

Commissioner Rodriguez discussed the Chief's statement made the day before regarding Central Station. His announcement not to move Central was intended for this meeting but the statement was made in response to media questions.

Dorothy Varaci, resident, discussed reluctance of Chinese residence to get involved in situations in the area.

Arnold Chin again responded to the previous speaker and asked her to contact the Chinese Chamber of Commerce for input if she needs assistance in addressing any problems. He also addressed concerns of the Chief at which time Chief Ribera responded with disgust with Mr. Chin and Mrs. Rose Pak regarding statement that he is insensitive to the community. He interrupted Mr. Chin and stated he is sensitive to the





community and does respond to concerns of the community.

Commissioner Low then intervened and stated that the department response and stated diversity with the community is needed and asked that we move forward in addressing areas of concern.

Mr. Chin then offered to meet with the Chief at any time to discuss matters of mutual concern.

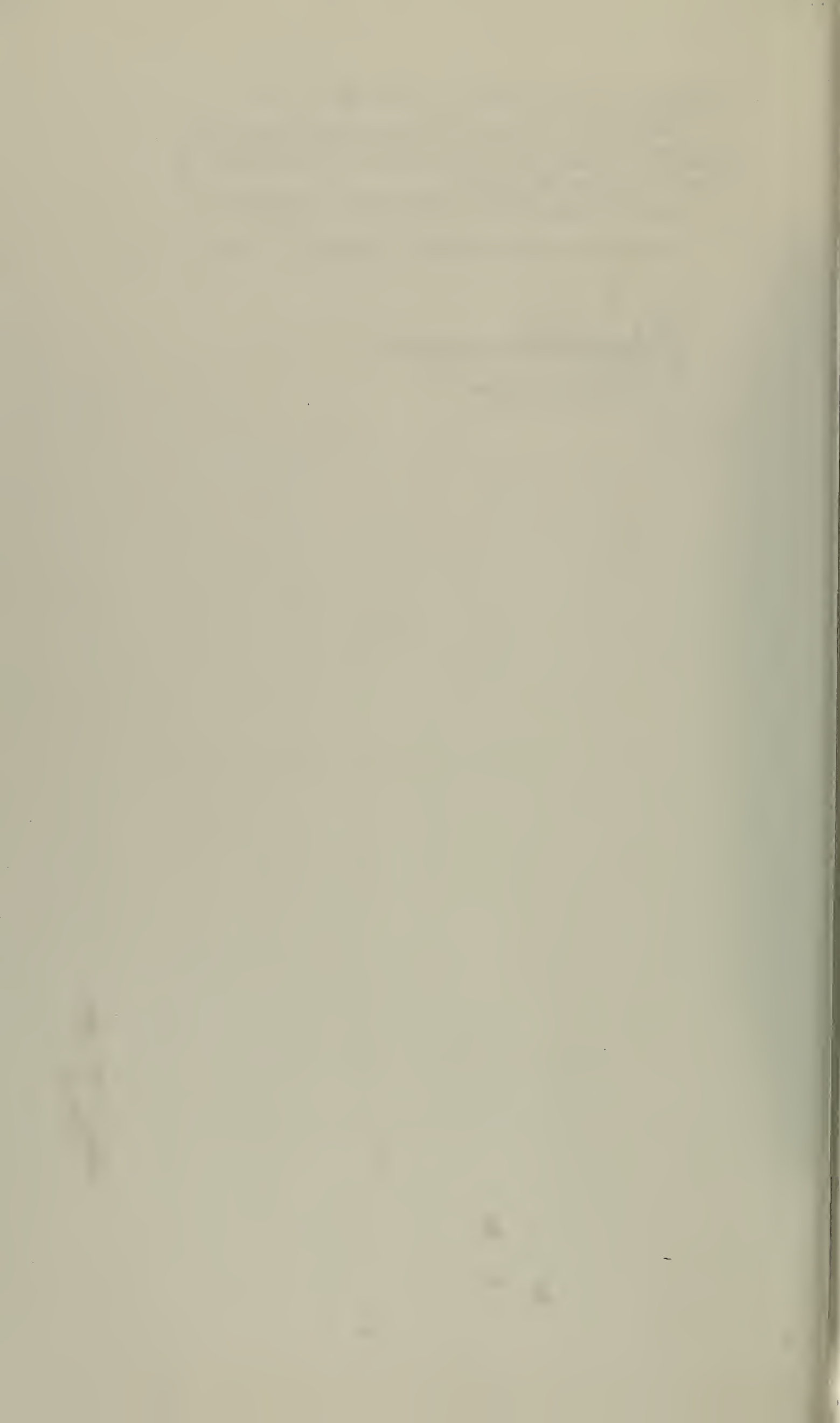
Thereafter, the meeting was adjourned at 8:00 p.m.



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Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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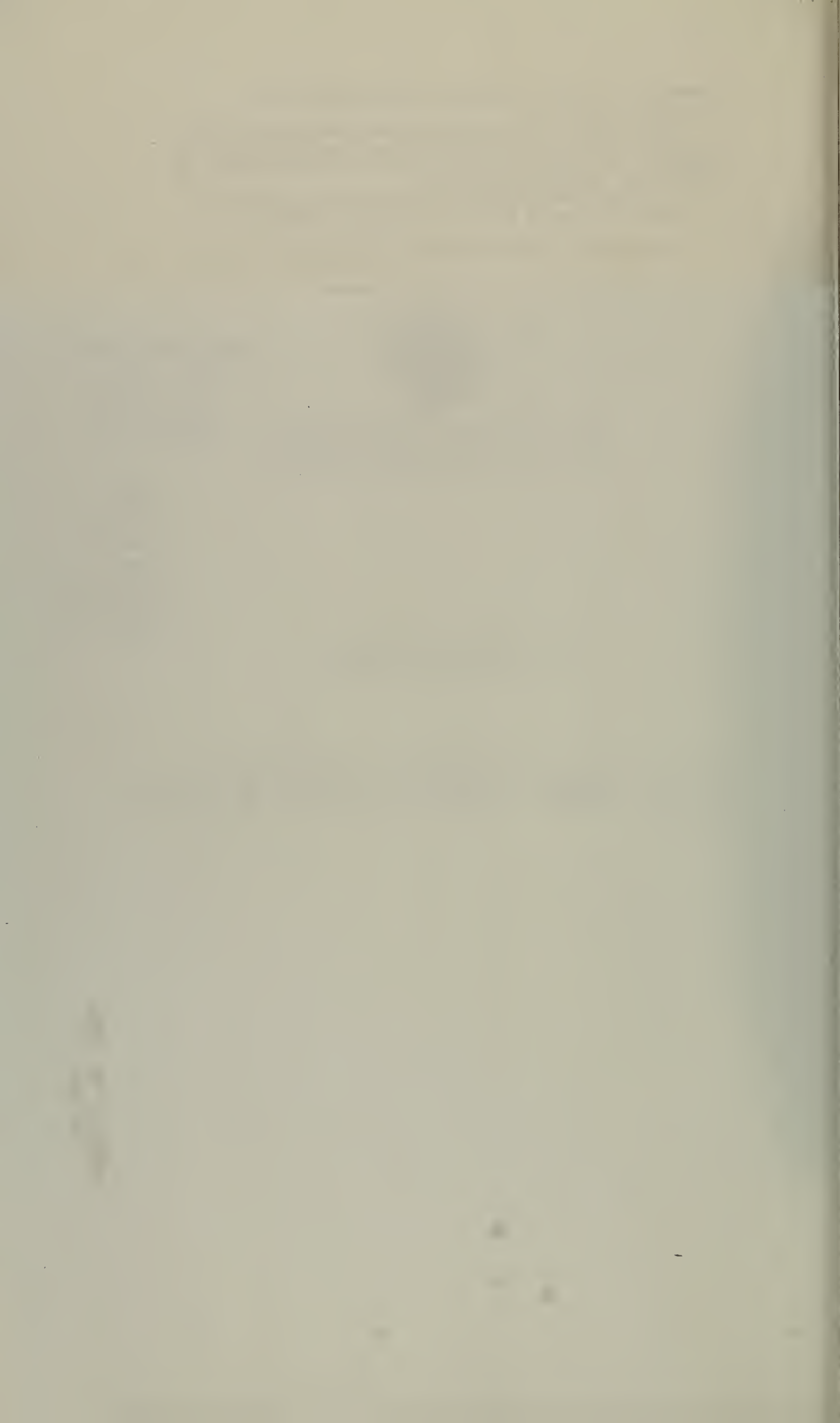
KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING

There will be no Police Commission Regular Meeting on Wednesday, November 10, 1993. The next meeting will be on Wednesday, November 17, 1993 in Room 551, at the Hall of Justice.





The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, NOVEMBER 17, 1993

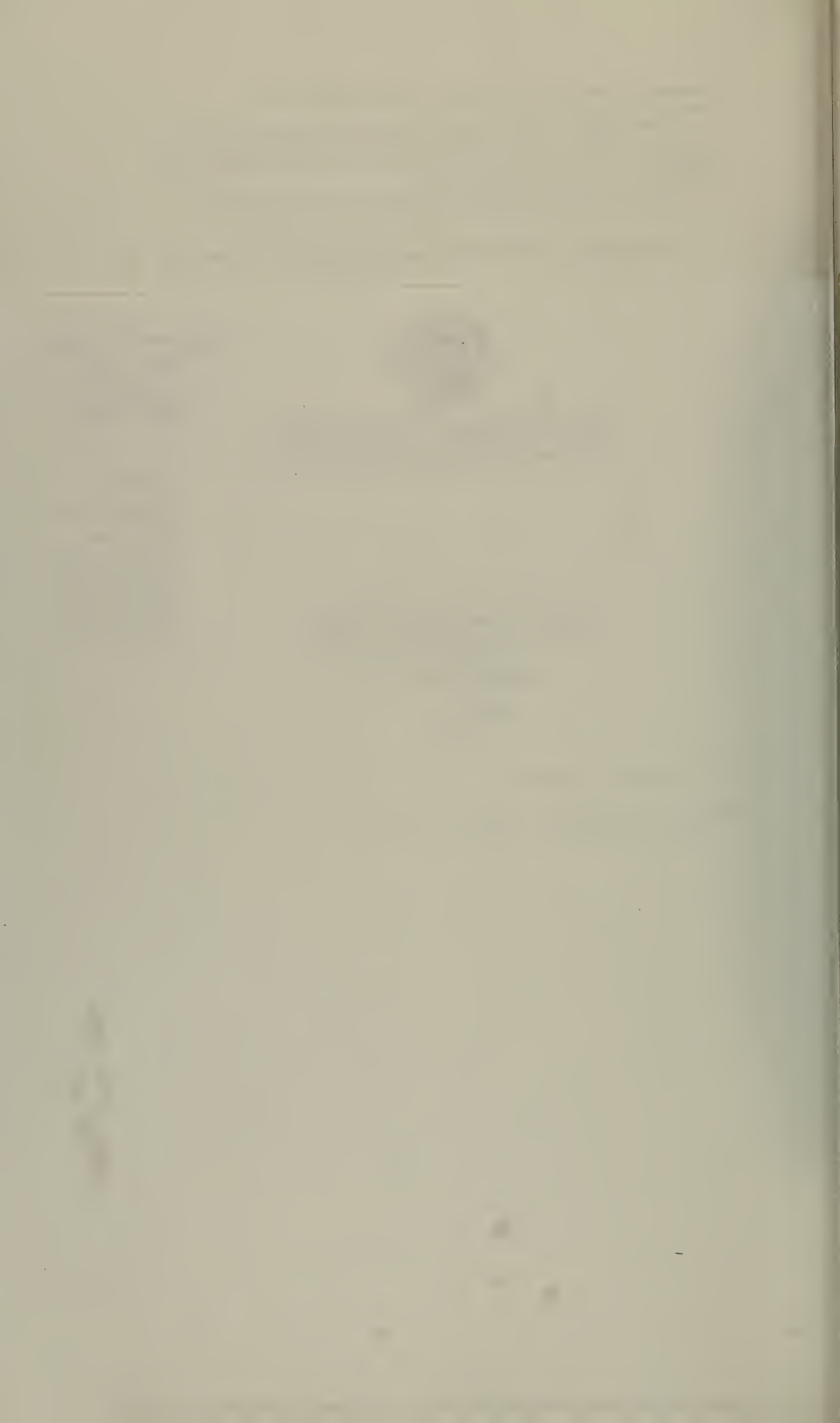
EXECUTIVE SESSION

Room 505-2  
5:00 p.m.

Attorney-Client Conference

Pending Litigation  
Hensic - Superior Court No. 948994







# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, NOVEMBER 17, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

DAVID C. DETRICK  
Commissioner

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Consent Calendar
4. Police Commission Report
  - a. Motion on Calendaring of New Matters
5. Chief's Report to the Police Commission
6. OCC Director's Report to the Police Commission
7. OCC Director's Request to Lift Z Classification for OCC Investigative Personnel
8. Request for Approval of Supplemental Appropriation to address Budget Deficit of Uniformed and Miscellaneous Salaries
9. Discussion and Action regarding Removal of Overtime Restriction for OCC Staff
10. Discussion and Action regarding General Order D-17 "Discrimination and Harassment"
11. Discussion and Action regarding Schedule of Discipline
12. Public Comments

(Members of the public may address the Commission for up to 3 minutes for individuals or up to 5 minutes for groups. The President of the Commission may limit the total testimony time.)

13. Hearing on Charges Filed against Officer Matthew Gardner, Park Station (File No. C12-148 EA) and Officer Roland Wing, Park Station (File No. C12-150)





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# The Police Commission

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## CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, NOVEMBER 17, 1993  
CONSENT CALENDAR

HARRY W. LOW  
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LT. MANUEL BARRETTA  
Secretary

1. Request of the Chief of Police for Approval of Taxicab Owners Permit for Mr. Joaquin Moreno
2. Request of Officer Alberto Miranda, Ingleside Station, to Accept Fishing Equipment





MINUTES  
NOVEMBER 17, 1993

EXECUTIVE SESSION

7/93  
The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, Hall of Justice, 850 Bryant Street, at 5:00 in an Executive Session.

Attorney-Client Conference

Pending Litigation

Hensic - Superior Court NO. 948994

NOVEMBER 17, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, at 5:30 in a Regular Meeting.

PRESENT: Commissioners Feinstein, Friday, Hewlett, Low Rodriguez

Commissioner Low arrived at 6:55 p.m.

APPROVAL OF CONSENT CALENDAR

Motion by Commissioner Rodriguez, second by Commissioner Feinstein. Approved 4-0.k

RESOLUTION NO. 124-93

TAXICAB PERMIT APPLICATION OF MR. JOAQUIN MORENO

WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that Joaquin Moreno, based on his application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to Joaquin Moreno.

AYES: Commissioners Feinstein, Friday, Hewlett, Rodriguez

ABSENT: Commissioner Low



RESOLUTION NO. 125-93

REQUEST OF OFFICER ALBERTO MIRANDA, INGLESIDE STATION,  
TO ACCEPT FISHING EQUIPMENT

RESOLVED, that the Police Commission hereby approves the request of Officer Alberto Miranda, Ingleside Station, to accept fishing equipment from Mrs. Lieteau.

AYES: Commissioners Feinstein, Friday, Hewlett,  
Rodriguez  
ABSENT: Commissioner Low

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera addressed the Commission and apologized for statement made at the district meeting of November 3rd.

OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Alfreda Porter, Director, discussed Items No. 7 and 9 on the calendar and discussed these items with the Commission. Motion by Commissioner Feinstein, second by Commissioner Rodriguez. Both items approved 4-0.

RESOLUTION NO. 123-93

APPROVAL OF THE REQUEST OF THE DIRECTOR OF THE OFFICE  
OF CITIZEN COMPLAINTS OCC DIRECTOR TO LIFT "Z  
CLASSIFICATION" FOR OCC INVESTIGATIVE PERSONNEL

WHEREAS, the Office of Citizen Complaints is charged with the responsibility of investigating all citizen complaints against sworn members of the San Francisco Police Department, and

WHEREAS, the Office of Citizen Complaints is currently operating below previously authorized staffing level, and

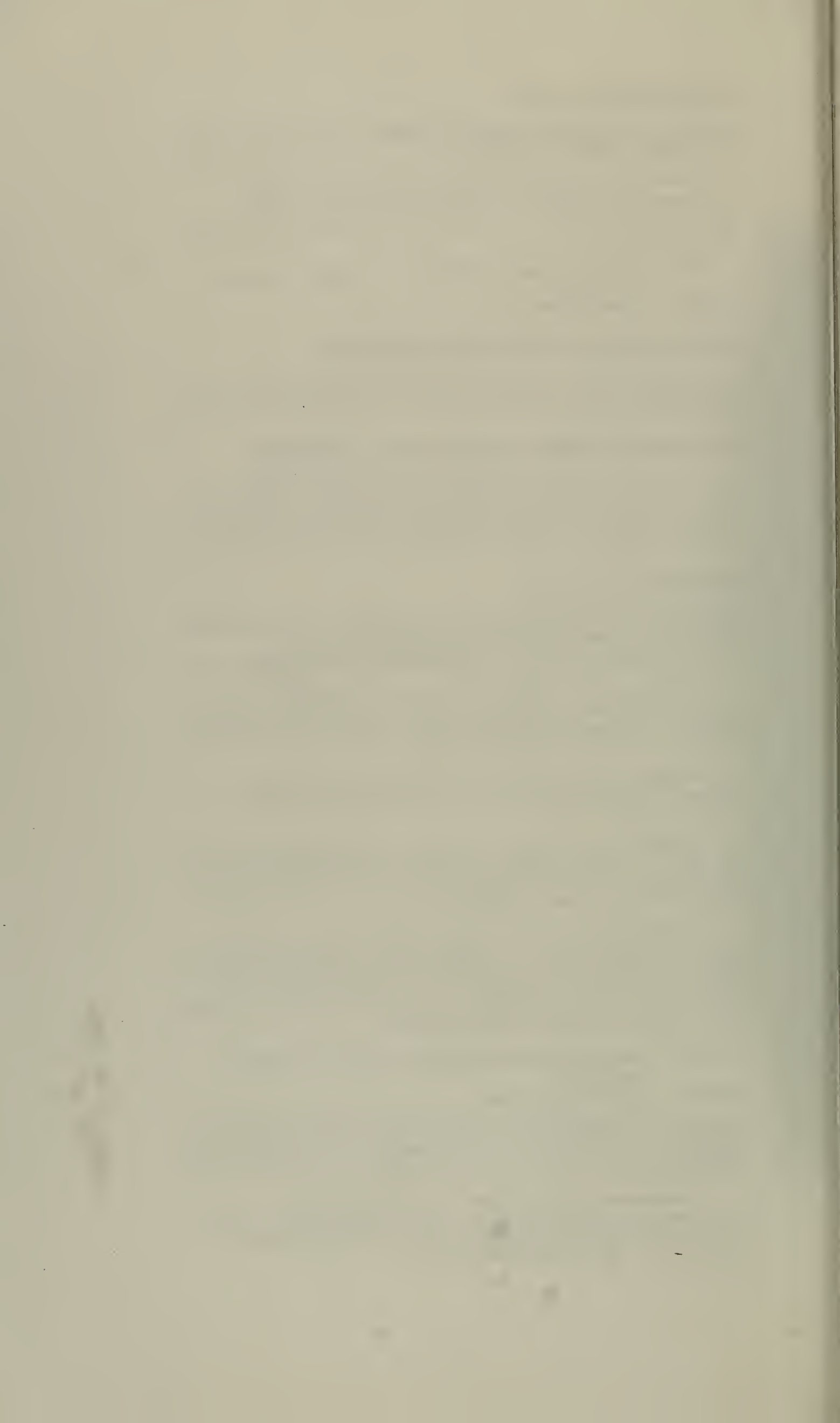
WHEREAS, the Office of Citizen Complaints is mandated by City Charter and State Law to receive and investigate citizen complaints and to perform other related duties, now therefore be it

RESOLVED, that the Police Commission urges the Board of Supervisors to approve the lifting of the "Z Classification" for the investigative staff of the Office of Citizen Complaints until such time as full staffing is attained and all pending matters requiring use of paid overtime are resolved.

AYES: Commissioners Feinstein, Friday, Hewlett,  
Rodriguez  
ABSENT: Commissioner Low

REQUEST FOR APPROVAL OF SUPPLEMENTAL APPROPRIATION TO  
ADDRESS BUDGET DEFICIT OF UNIFORMED AND MISCELLANEOUS  
SALARIES

Lieutenant Ryan, Fiscal, presented the supplemental appropriation to the Commission. Motion by Commissioner Feinstein, second by Commissioner Rodriguez. Request approved 4-0.





RESOLUTION NO. 122-93

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO \$6,729,954.00 TO FUND BUDGET DEFICIT OF UNIFORMED AND MISCELLANEOUS

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WHEREAS, funding for the Police Department's 1993-1994 budget was cut, and;

WHEREAS, positions in the Police Department's 1993-1994 budget were cut, therefore be it

RESOLVED, that the Police Commission approves a request for supplemental funds in the amount of \$6,729,954.00 and be it further;

RESOLVED, that the Police Commission hereby approves an amendment to the Annual Salary Ordinance to create 10 miscellaneous positions.

AYES: Commissioners Feinstein, Friday, Hewlett, Rodriguez

ABSENT: Commissioner Low

DISCUSSION AND ACTION REGARDING GENERAL ORDER D-17  
"DISCRIMINATION AND HARASSMENT"

Commissioner Hewlett announced that the department has not yet met with the POA regarding General Order D-17 and has the matter calendared only for discussion.

PUBLIC COMMENTS re: D-17

Stephanie Thorne, President Women Officers Network, presented some proposed changes and requested that they be incorporated into the new order. She stated that the present general order has not functioned well and it must be more effective.

Judith Klein, Commission Status of Women, discussed recent court decision regarding the Hensic case and talked of the proposed change of General Order D-17. She thanked the Chief and the Commission for their efforts regarding same. She further talked of timelines incorporated in the order from the time the chief makes the decision and it then goes for decision.

Lovette Calombano, Commission on the Status of Women, thanked the Chief for working on D-17.

After further discussion, the matter is taken off calendar for further discussion with matters involved and will be recalendared in a later date.

DISCUSSION AND ACTION REGARDING SCHEDULE OF DISCIPLINE

Lieutenant Lorin, Management Control, presented the Schedule of Discipline. The Commission asked that section no. 13, page 4, section B be rewritten.

Jill Tregor addressed the Commission and thanked the department for their cooperation in working on the Schedule of Discipline.

Diana Chin thanked the department for input regarding the Schedule of Discipline and their cooperation.

Don Hesse, Human Rights Committee, praised the department for their efforts regarding hate crimes conference recently held and commended Officer Bargioni for participation. He further stated that Human Rights Committee is in agreement with the Schedule of Discipline.





John Crew, ACLU, thanked the department for allowing input while drafting the Schedule of Discipline.

Commissioner Feinstein discussed page 4, item 13 and discussed "quid pro quo sexual harassment." Motion by Commissioner Feinstein, second by Commissioner Rodriguez to amend page 4, section 13 eliminating quid pro quo and after change the matter was approved 4-0.

Commissioner Hewlett commended the department and the community for participation regarding the final schedule of discipline.

#### PUBLIC COMMENTS

John Crew, ACLU, discussed openness regarding the OCC process and asked that inquiries be made into the openness issue of current memorandum of understanding specifically section 37.

Commissioner Hewlett asked City Attorney Linda Ross to look into the matter and report back to the Commission.

David Innes, Pastor Hamilton Squire Baptist Church, addressed the Commission regarding a problem during a recent service. He talked of violence at the church and asked that the Commission look into policy review for future situations that might occur. He asked that laws be enforced with less tolerance regarding disruption of services. He also asked that the police be allowed to do their job.

Maggie Olsen asked and inquired regarding the status of citation against the homeless. She further inquired as to the recent ballot proposition regarding city officials riding the muni.

Commissioner Low then arrived and chairs remainder of meeting which consist of the Gardner/Wing disciplinary case.

#### HEARING ON CHARGES FILED AGAINST POLICE OFFICER MATTHEW GARDNER, PARK STATION (File No. C12-148EA)

The hearing of the disciplinary charges filed against Police Officer Matthew Gardner, Park Station, was called it having been set for this date. Police Officer Matthew Gardner was charged with violating the Rules and Procedures as follows:

##### SPECIFICATION NO. 1

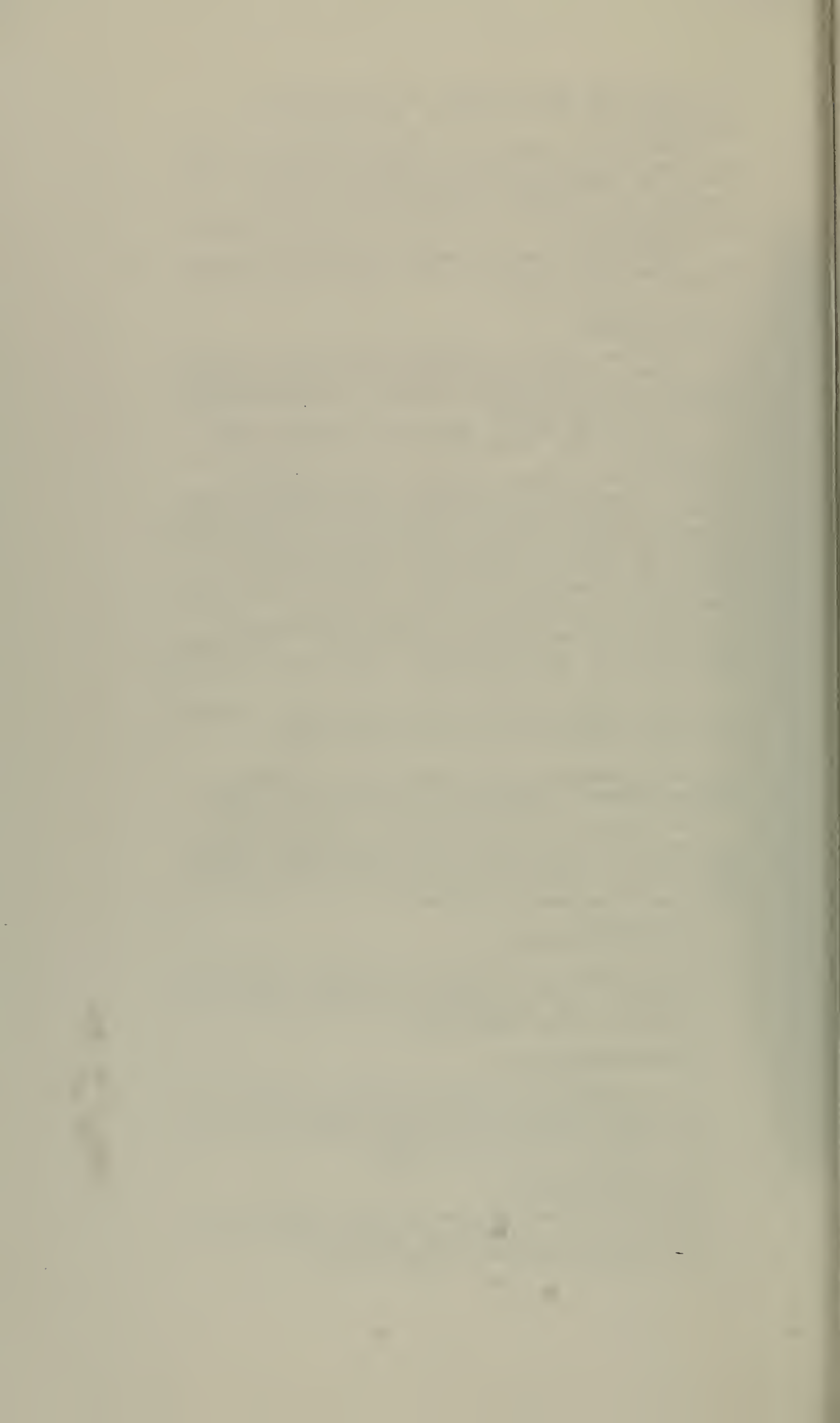
Use of unnecessary force (violation of Rule XI.A of General Order F-4 which constitutes a violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

##### SPECIFICATION NO. 2

Use of unnecessary force (violation of Rule XI.A of General Order F-4 which constitutes of violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

##### SPECIFICATION NO. 3

Failure to report the use of force (violation of Sections XII.A and XII.B of General Order F-4 of the San Francisco Police Department);



SPECIFICATION NO. 4

Failure to answer questions asked, by the Office of Citizen Complaints, truthfully and without evasion (violation of Rule A-21, of General Order D-1 of the San Francisco Police Department);

in a properly verified complaint by Thomas F. Murphy, Acting Chief of Police of the San Francisco Police Department.

Ms. Eleazar Aramburo, Attorney at Law, appeared on behalf of the San Francisco Police Department.

Police Officer Matthew Gardner appeared in person and was represented by Mr. William Murphy, Attorney at Law.

Closing statements were made by both the Prosecuting and Defense Attorneys.

The Commission took the matter under submission, recessed and returned, after which the following resolution was adopted:

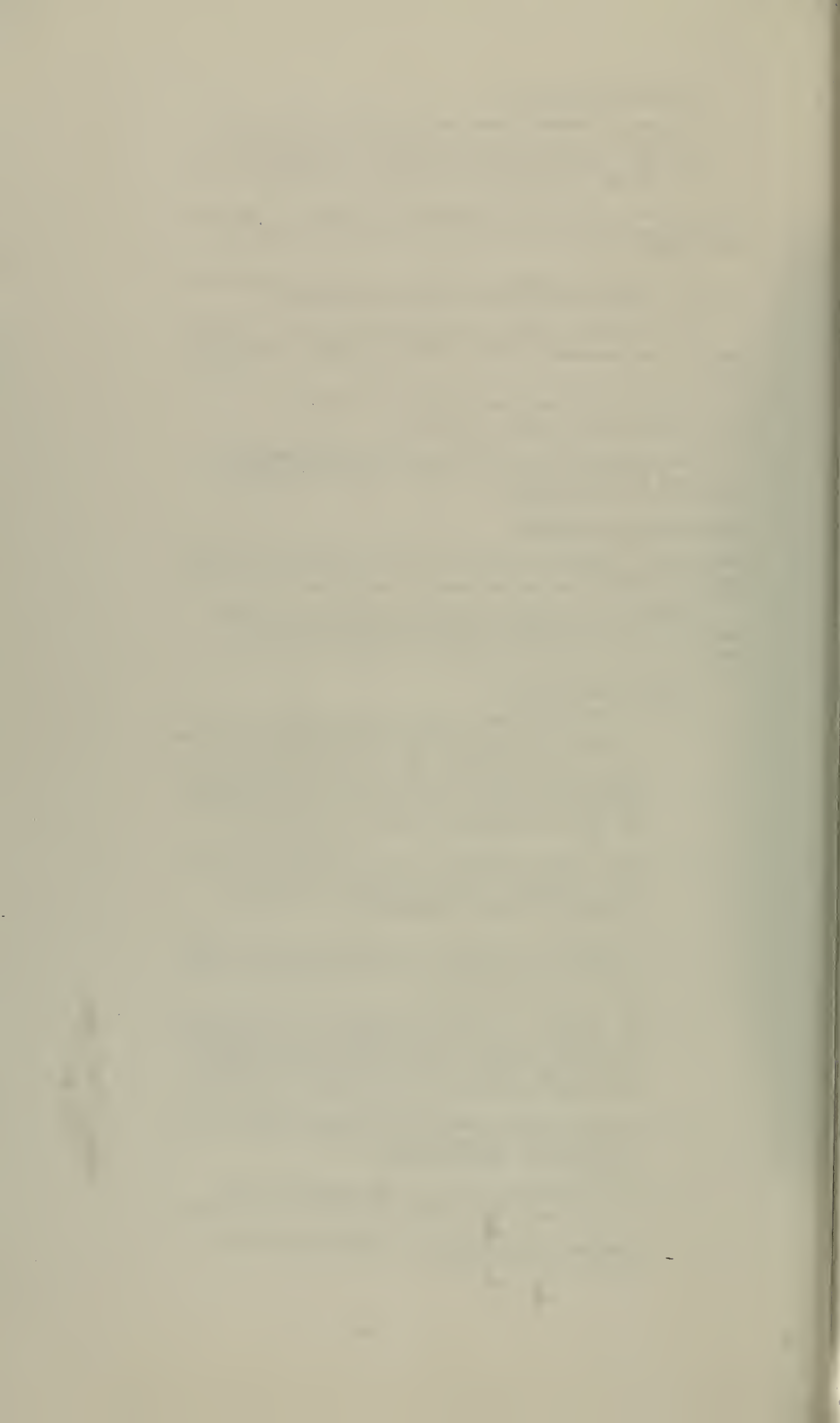
RESOLUTION NO. 126-93

DECISION - HEARING OF POLICE OFFICER MATTHEW GARDNER,  
PARK STATION

WHEREAS, on October 20, 1992, Thomas F. Murphy, Acting Chief of Police, made and served charges against Police Officer Matthew Gardner as follows:

SPECIFICATION NO. 1

- (1) At all times herein mentioned, Matthew M. Gardner, Star No. 1439, (hereinafter referred to as "the accused") was and is a Police Officer, employed by the San Francisco Police Department, and at the time of the incident alleged herein was assigned to Park Station of the San Francisco Police Department;
- (2) As a Police Officer, the accused was and is responsible for knowing and obeying the rules, orders, and procedures of the San Francisco Police Department;
- (3) On January 7, 1991, the accused was assigned to work foot patrol on Haight Street in the Park Station District;
- (4) On January 7, 1991, at approximately 2015, on the 1500 block of Haight Street, the accused observed Cameron Dyas standing with another individual. The accused believed Cameron Dyas was involved in a narcotic transaction;
- (5) As the accused approached Cameron Dyas, Dyas ran west on Haight Street where he was subsequently apprehended;
- (6) After Cameron Dyas was apprehended, the accused kicked Cameron Dyas once in the face;
- (7) Cameron Dyas suffered a nose fracture as a result of the kick;





- (8) The kick to Cameron Dyas' face was without provocation and unnecessary;
- (9) The accused, by kicking Cameron Dyas, without just cause, used unnecessary force, which constitutes a violation of Section XI(A) of General Order F-4 which states:

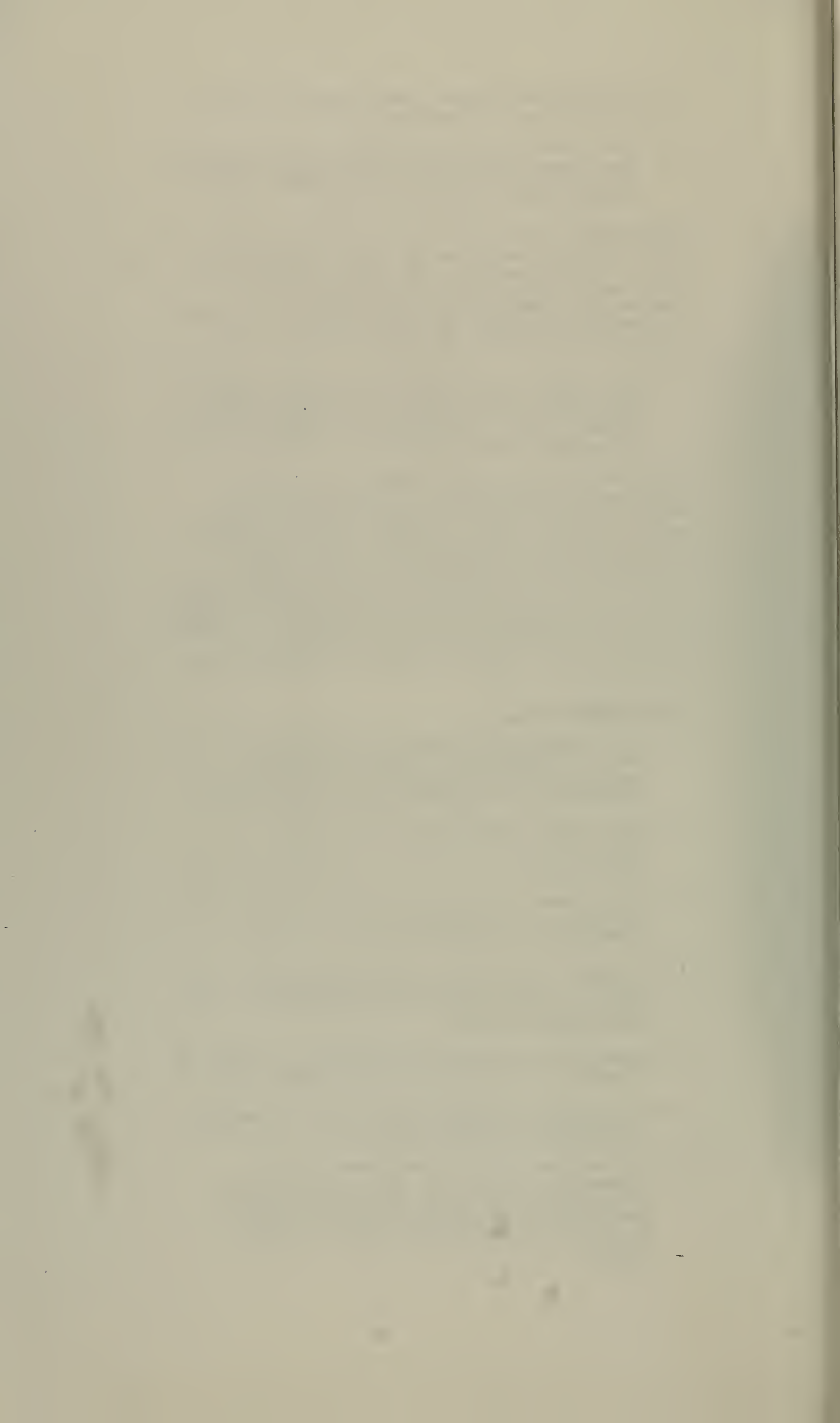
"Unnecessary force occurs when physical abuse of a person being arrested or detained is exacted or when it is apparent that the type of degree of force employed was neither necessary nor appropriate. When any degree of force is utilized as summary punishment or for vengeance, it is clearly improper and unlawful."

- (10) The accused, by kicking Cameron Dyas, without just cause, used unnecessary force, which constitutes a violation of Section a-9 of General Order D-1 of the San Francisco Police Department which states:

"Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficer-like conduct triable and punishable by the board."

#### SPECIFICATION NO. 2

- (11) The allegations contained in Specification No. 1, paragraphs (1) through (10) are realleged and incorporated herein by reference as though fully set forth herein;
- (12) After Cameron Dyas was arrested and handcuffed, he was placed in the back of the patrol unit;
- (13) The accused also sat in the back seat of the patrol unit with Cameron Dyas as he was transported to the station;
- (14) As Cameron Dyas was transported to the station, the accused struck complainant with his flashlight on the right side of complainant's head;
- (15) Cameron Dyas suffered closed head injuries as a result of the strike to his head;
- (16) The strike to Cameron Dyas' head was without provocation and unnecessary;
- (17) The accused, by striking Cameron Dyas, without just cause, on the head with his flashlight, used unnecessary force, which constitutes a violation of Rule A-9 of Section XI(A) of General Order F-4 which states:



"Unnecessary force occurs when physical abuse of a person being arrested or detained is exacted or when it is apparent that the type or degree of force employed was neither necessary nor appropriate. When any degree of force is utilized as summary punishment or for vengeance, it is clearly improper and unlawful."

- (18) The accused, by striking Cameron Dyas, without just cause, on the head with his flashlight, used unnecessary force, which constitutes a violation of Section A-9 of General Order D-1 of the San Francisco Police Department which states:

"Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudicial to the efficiency and specifically defined or laid down in these Rules and Procedures shall be considered unofficer-like conduct triable and punishable by the board."

### SPECIFICATION NO. 3

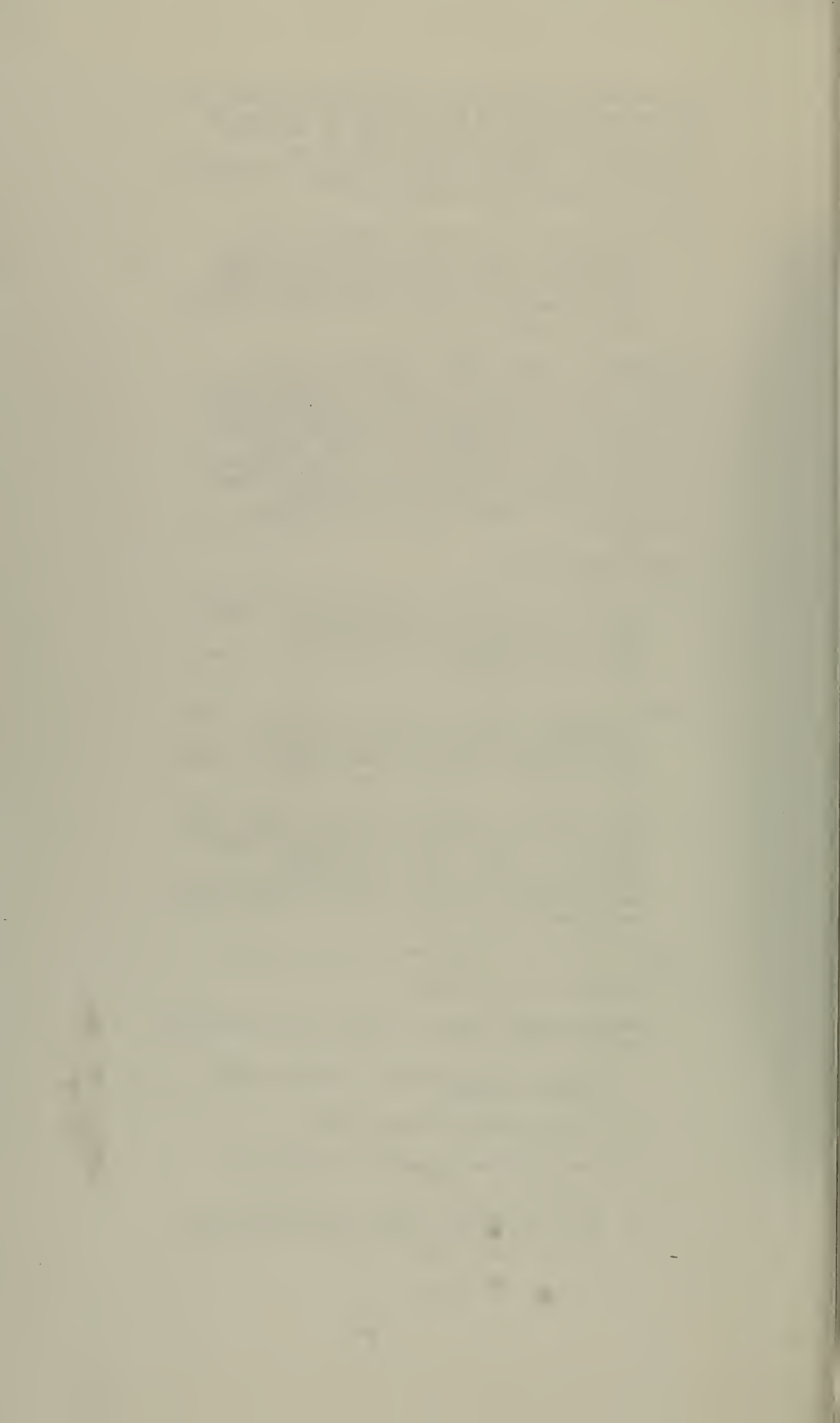
- (19) On January 7, 1991, the accused kicked and struck Cameron Dyas causing injury to Mr. Dyas in the course of the accused's assignment as alleged in Specification Nos. 1 and 2, hereinabove;
- (20) The accused did not report to Officer Daniel Gallagher, Star No. 2069, the officer assigned to write the incident report in the above-alleged matters, that he had used force which caused injury to Cameron Dyas;
- (21) The accused, by failing to report that he had used force in connection with his duties on January 7, 1991, alleged hereinabove, has engaged in conduct which constitute violations of Sections XII.A and XII.B of General Order F-4 of the San Francisco Police Department, which state:

"General Order F-4, Sections XII.A and XII.B:

### XII. REPORTING USE OF FORCE

A. Officers must report the use of the following types of force:

1. Physical strength when injury to the suspect results.
2. Liquid chemical agent (Mace).
3. The Department issued baton when the suspect is struck.
4. When the officer finds it necessary to strike a suspect with a fist, flashlight or any other item.
5. Carotid Restraint.



- B. In all cases in which any of the the above types of force are used, an incident report will be prepared. The officer using the force will include the following elements in the text of the report:
1. The type of force used (e.g. mace, struck with fist).
  2. A brief statement of the reason for the use of force (e.g. subject resisted arrest)."

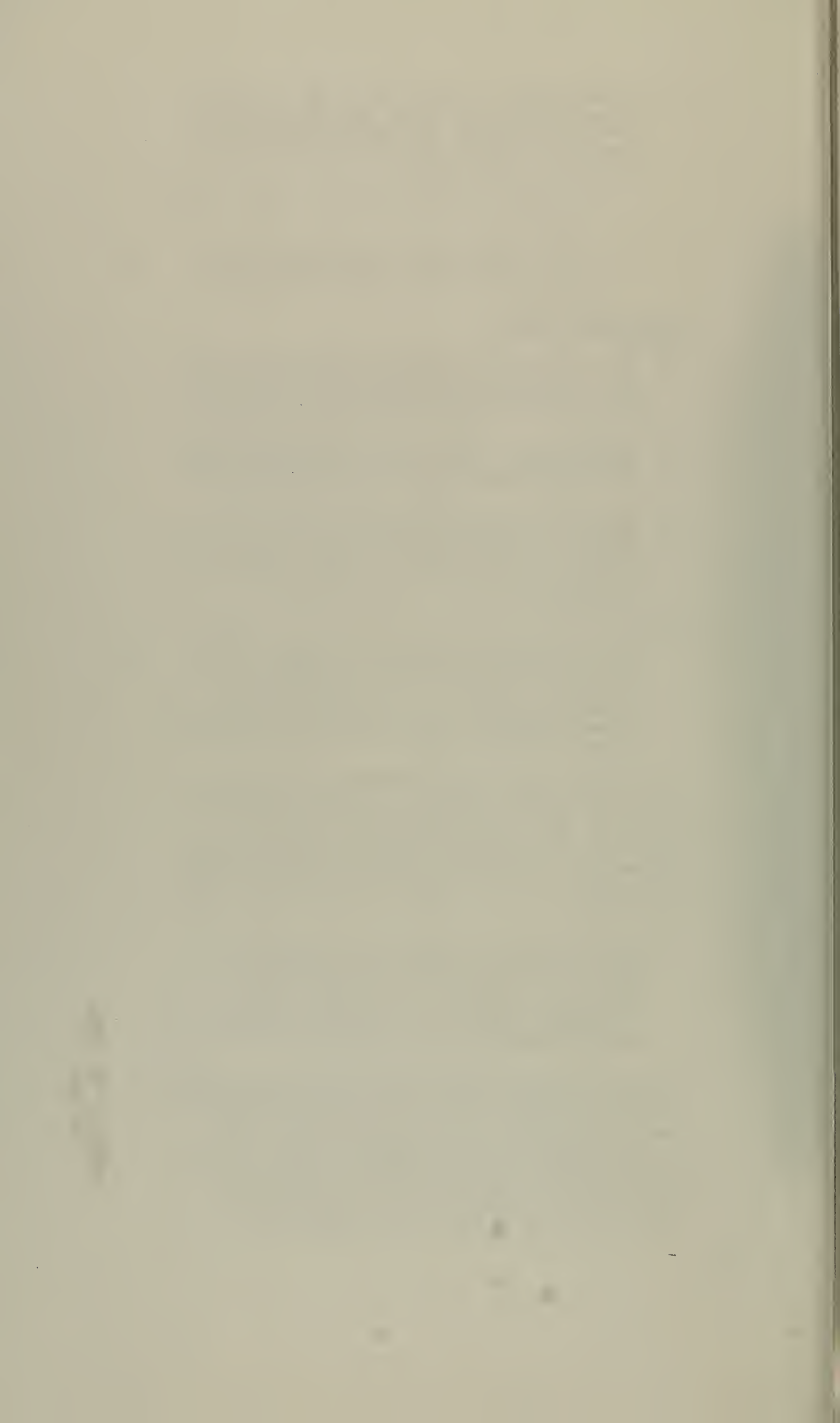
SPECIFICATION NO. 4

- (22) The allegations contained in Specification No. 1 and 2, and paragraphs (1) through (18) are realleged and incorporated herein by reference as though fully set forth herein;
- (23) On January 7, 1991, the accused kicked and struck Cameron Dyas causing a nose fracture and closed head injuries to complainant;
- (24) During the investigation conducted by the Office of Citizen Complaints, the accused was interviewed on February 7, 1991, and he denied that he kicked or struck Cameron Dyas or that he struck Mr. Dyas with his flashlight;
- (25) The accused by misrepresenting how Cameron Dyas sustained his injuries, neglected his duty as a Police Officer to answer all questions truthfully and without evasion, which constitutes a violation of Section I(B) of San Francisco Police Department General Order L-1 which states:
- "It is the policy of the Department that both sworn and non-sworn members cooperate fully with the Office of Citizen Complaints (OCC) staff members in their investigation of citizen complaints. Furthermore, members shall provide full assistance in the expeditious and impartial processing of citizen complaints consistent with this order."
- (26) The accused by misrepresenting how Cameron Dyas sustained his injuries, neglected his duty as a Police Officer to answer all questions truthfully and without evasion, which constitutes a violation of Section a-21 of General Order D-1 of the San Francisco Police Department, which states:

"Members shall when questioned on matters relating to their employment with the police department by a superior officer or by one designated by a superior officer for this purpose, answer all questions truthfully and without evasion. Prior to being asked to respond to the questions the members shall be advised of and afforded all his/her civil and employee rights as provided at that time by law or contractual agreement."

and





WHEREAS, a hearing on said charges was held before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Tuesday, April 13, 1993 and Wednesday, July 14, 1993, and on Wednesday, November 17, 1993, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer Matthew Gardner, Park Station, as contained in Specification No. 1, violation of Rule XI.A of General Order F-4, Specification No. 2, violation of Rule XI.A of General Order F-4, Specification No. 3, violation of Sections XII.A and XII.B of General Order F-4, and Specification no. 4, violation of Rule A-21 of General Order D-1 of the San Francisco Police Department, are not sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Matthew Gardner has not violated Specifications Nos. 1 through 4; and be it further

RESOLVED, that it is the order of the Police Commission that said charges contained in Specification No. 1, violation of Rule XI.A of General Order F-4, Specification No. 2, violation of Rule XI.A of General Order F-4, Specification No. 3, violation of Sections XII.A and XII.B of General Order F-4, and Specification No. 4, violation of Rule A-21 of General Order D-1, of the San Francisco Police Department, be and the same are hereby dismissed.

SPECIFICATION NO. 1: Not Sustain

AYES: Commissioners Feinstein, Friday, Low, Rodriguez  
NAYS: Commissioner Hewlett

SPECIFICATION NO. 2: Not Sustain

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

SPECIFICATION NO. 3: Not Sustain

AYES: Commissioners Friday, Low, Rodriguez  
NAYS: Commissioners Feinstein, Hewlett

SPECIFICATION NO. 4: Not Sustain

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

Recess taken during the hearing of Officer Matthew Gardner:

7:50 p.m. to 8:15 p.m.

(The entire proceedings were taken in shorthand form by Ms. Linda Pransky, CSR.)

HEARING ON CHARGES FILED AGAINST POLICE OFFICER ROWLAND WING, PARK STATION (File No. C12-150 EA)

The hearing of the disciplinary charges filed against Police Officer Rowland Wing, Park Station, was called it having been set for this date. Police Officer Rowland Wing was charged with violating the Rules and Procedures as follows:



SPECIFICATION NO. 1

Engaging in conduct which tends to subvert the good order, efficiency or discipline of the Department or which reflects discredit upon the Department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 2

Failure to answer questions asked, by the Office of Citizen Complaints, truthfully and without evasion (violation of Rule A-21, of General Order D-1 of the San Francisco Police Department);

in a properly verified complaint by Thomas F. Murphy, Acting Chief of Police of the San Francisco Police Department.

Ms. Eleazar Aramburo, Attorney at Law, appeared on behalf of the San Francisco Police Department.

Police Officer Rowland Wing appeared in person and was represented by Ms. Margaret Pendergast, Attorney at Law.

Closing statements were made by both the Prosecuting and Defense Attorneys.

The Commission took the matter under submission, recessed and returned, after which the following resolution was adopted:

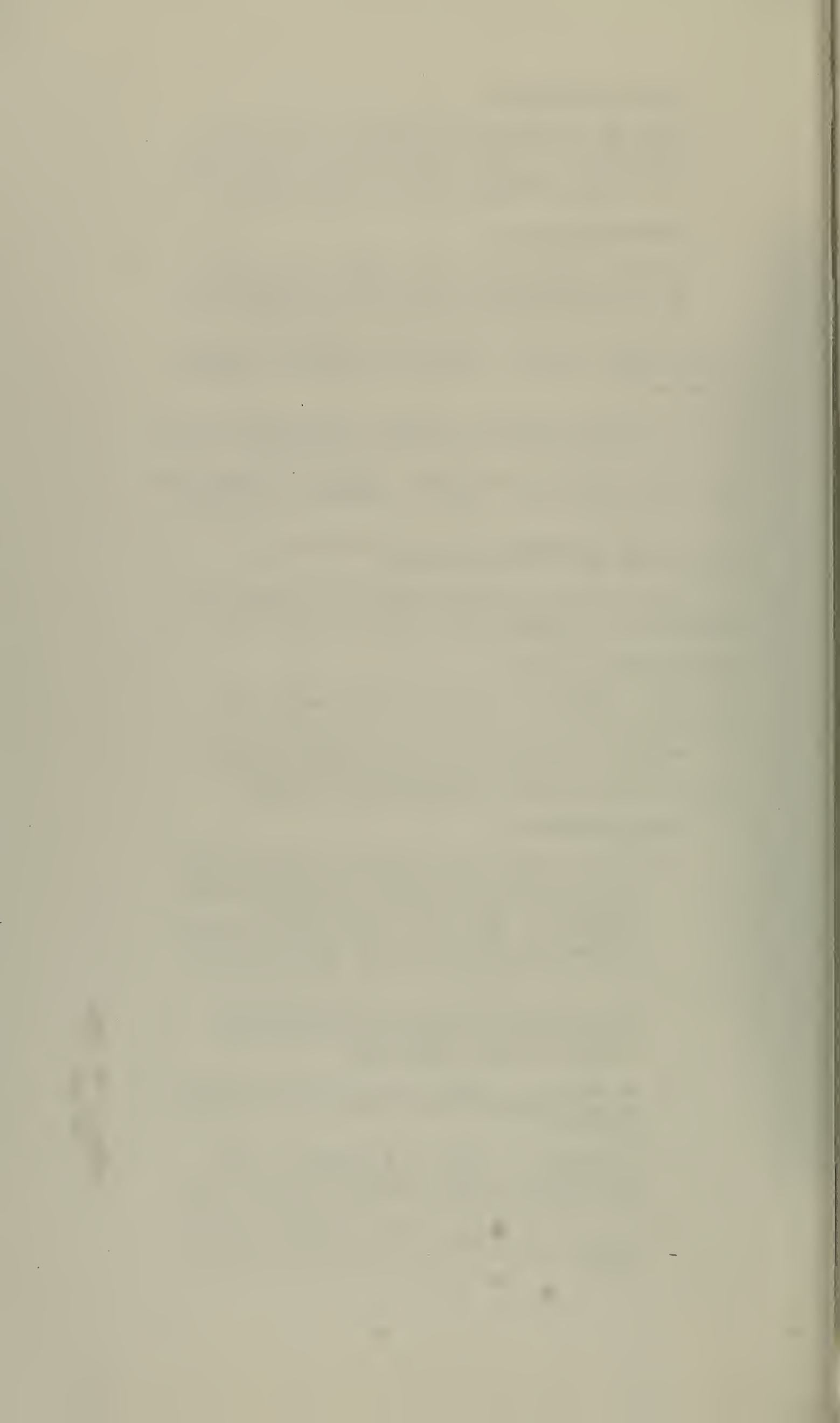
RESOLUTION NO. 126-93

DECISION - HEARING OF POLICE OFFICER ROWLAND WING,  
PARK STATION

WHEREAS, on October 20, 1992, Thomas F. Murphy, Acting Chief of Police, made and served charges against Police Officer Rowland Wing as follows:

SPECIFICATION NO. 1

- (1) At all times herein mentioned, Rowland Wing, Star No. 1779, (hereinafter referred to as "the accused") was and is a Police Officer, employed by the San Francisco Police Department, and at the time of the incident alleged herein was assigned to Park Station of the San Francisco Police Department;
- (2) As a Police Officer, the accused was and is responsible for knowing and obeying the rules, orders, and procedures of the San Francisco Police Department;
- (3) On January 7, 1991, the accused was assigned to work routine patrol in the Park Station District;
- (4) On January 7, 1991, at approximately 2015, the accused responded to a "Code 33" call from Officer Matthew Gardner, Star No. 1439;
- (5) The accused observed Officer Matthew Gardner tackle Cameron Dyas to the ground on Haight Street





- (6) The accused assisted Officer Gardner in handcuffing Cameron Dyas;
- (7) After Cameron Dyas was apprehended, Officer Matthew Gardner kicked Cameron Dyas once in the face;
- (8) The kick to Cameron Dyas' face was without provocation and unnecessary;
- (9) After Cameron Dyas was arrested and handcuffed, he was placed in the back of the patrol unit;
- (10) The accused drove the police unit and Officer Matthew Gardner sat in the back seat of the patrol unit with Cameron Dyas as he was transported to the station;
- (11) As Cameron Dyas was transported to the station, Officer Matthew Gardner struck Cameron Dyas on the head with his flashlight;
- (12) Cameron Dyas suffered a fractured nose and closed head injuries as a result of the unnecessary force used by Officer Matthew Gardner;
- (13) The strike to Cameron Dyas' head was without provocation and unnecessary;
- (14) The accused failed to intercede and stop Officer Matthew Gardner when he used unnecessary force against Cameron Dyas;
- (15) The accused, by failing to intercede and stop Officer Matthew Gardner from using unnecessary force against Cameron Dyas, neglected his duty as a Police Officer to protect citizens from unnecessary force, which constitutes a violation of Section I (A-1) of General Order D-1 which states:

"The basic mission of the Police Department and all of its members is to protect life and property, to preserve the peace, to prevent crime, and to enforce criminal conduct as provided by law or ordinance. Members shall, while on-duty, devote their entire time to the achievement of this mission within the context of their respective assignments."

- (16) The accused, by failing to intercede and stop Officer Matthew Gardner from using unnecessary force against Cameron Dyas, neglected his duty as a Police Officer to protect citizens from unnecessary force which constitutes a violation of Section A-9 of General Order D-1 of the San Francisco Police Department which states:

"Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or any member thereof that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these



Rules and Procedures shall be considered unofficer-like conduct triable and punishable by the board."

SPECIFICATION NO. 2

- (17) The allegations contained in Specification no. 1, paragraphs (1) through (16) are realleged and incorporated herein by reference as though fully set forth herein;
- (18) On January 7, 1991, Officer Matthew Gardner kicked and struck Cameron Dyas causing a nose fracture and closed head injuries to Mr. Dyas;
- (19) The accused was present when Officer Gardner used unnecessary force against Cameron Dyas;
- (20) During the investigation conducted by the Office of Citizen Complaints, the accused was interviewed on February 13, 1991. The accused denied that Officer Matthew Gardner used unnecessary force against Cameron Dyas and he was unable to explain how Cameron Dyas sustained his injuries;
- (21) The accused by misrepresenting how Cameron Dyas sustained his injuries, neglected his duty as a Police Officer to answer all questions truthfully and without evasion, which constitutes a violation of Section I (B) of the San Francisco Police Department General Order L-1 which states:

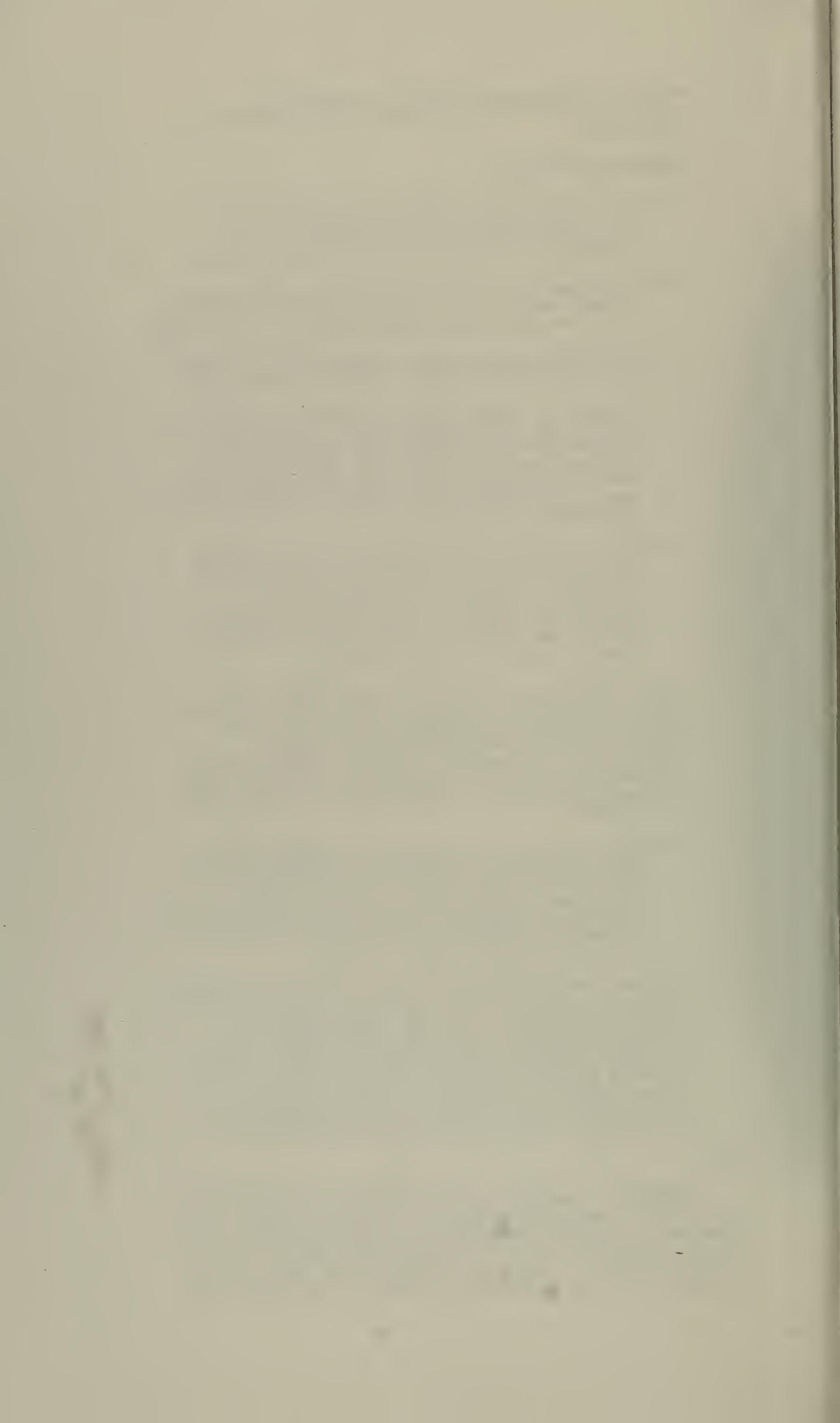
"It is the policy of the Department that both sworn and non-sworn members cooperated fully with the Officer of Citizen Complaints (OCC) staff members in their investigation of citizen complaints. Furthermore, members shall provide full assistance in the expeditious and impartial processing of citizen complaints consistent with this order."

- (22) The accused by misrepresenting how Cameron Dyas sustained his injuries, neglected his duty as a Police Officer to answer all questions truthfully and without evasion, which constitutes a violation of Section A-21 of General Order D-1 of the San Francisco Police Department which states:

"Members shall when questioned on matters relating to their employment with the police department by a superior officer or by one designated by a superior officer for this purpose, answer all questions truthfully and without evasion. Prior to being asked to respond to the questions, the member shall be advised of and afforded all his/her civil and employee rights as provided at that time by law or contractual agreement."

and

WHEREAS, a hearing on said charges was held before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Tuesday, April 13, 1993 and Wednesday, July 14, 1993, and on Wednesday, November 17, 1993, the matter was submitted to the Police Commission for decision; and



WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer Rowland Wing, Park Station, as contained in Specification No. 1, violation of Rule A-9 of General Order D-1, and Specification No. 2, violation of Rule A-21 of General Order D-1 of the San Francisco Police Department, are not sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Rowland Wing has not violated Specification Nos. 1 and 2; and be it further

RESOLVED, that it is the order of the Police Commission that said charges contained in Specification No. 1, violation of Rule A-9 of General Order D-1, and Specification No. 2, violation of Rule A-21 of General Order D-1 of the San Francisco Police Department, be and the same are hereby dismissed.

AYES: Commissioners Feinstein, Friday, Hewlett, Low, Rodriguez

Recess taken during the hearing of Officer Rowland Wing:

7:50 p.m. to 8:15 p.m.

(The entire proceedings were taken in shorthand form by Ms. Linda Pransky, CSR.)

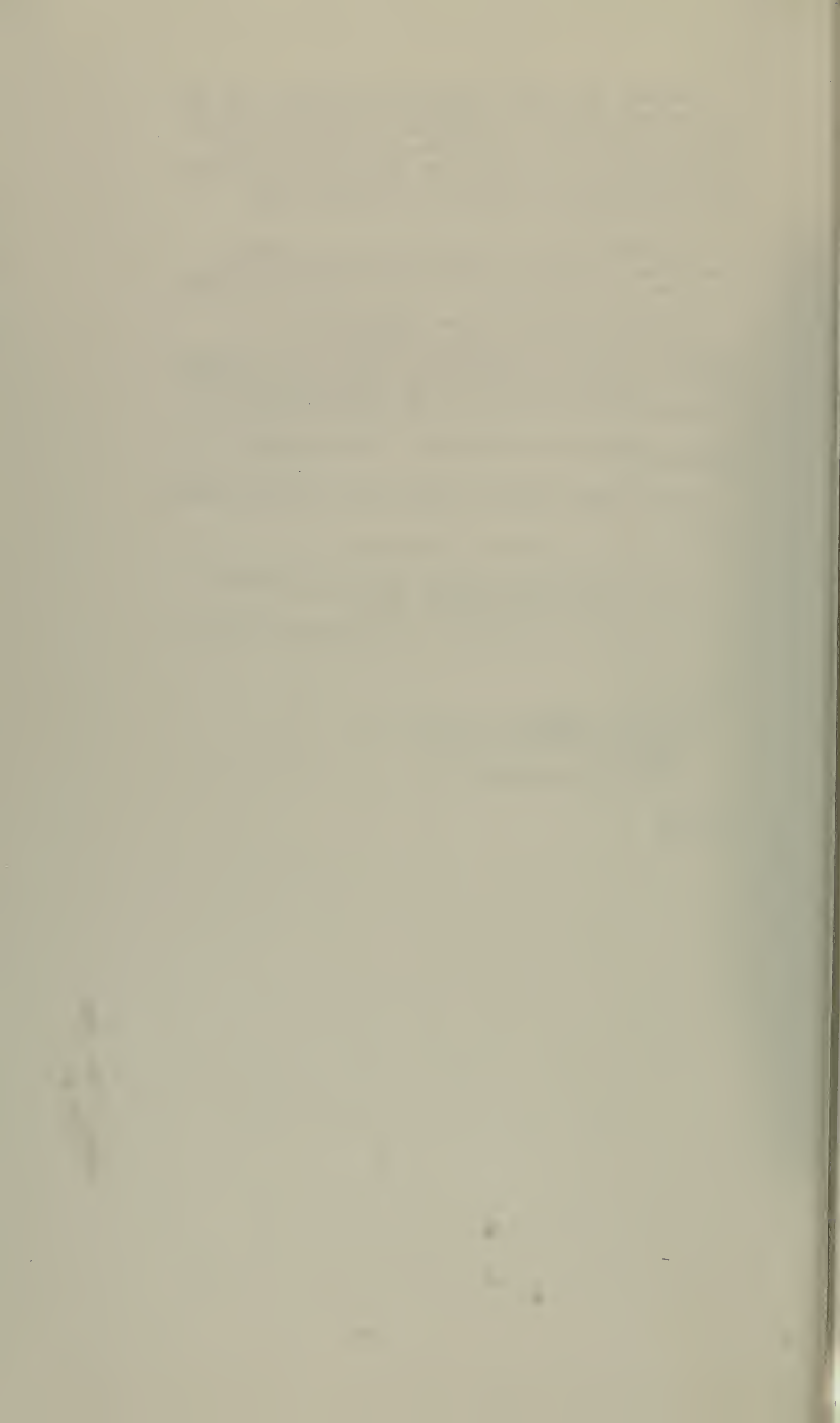
Thereafter, the meeting was adjourned at 8:25 p.m.



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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**The Police Commission**  
CITY AND COUNTY OF SAN FRANCISCO

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

WAYNE FRIDAY  
Commissioner

LT. MANUEL BARRETTA  
Secretary

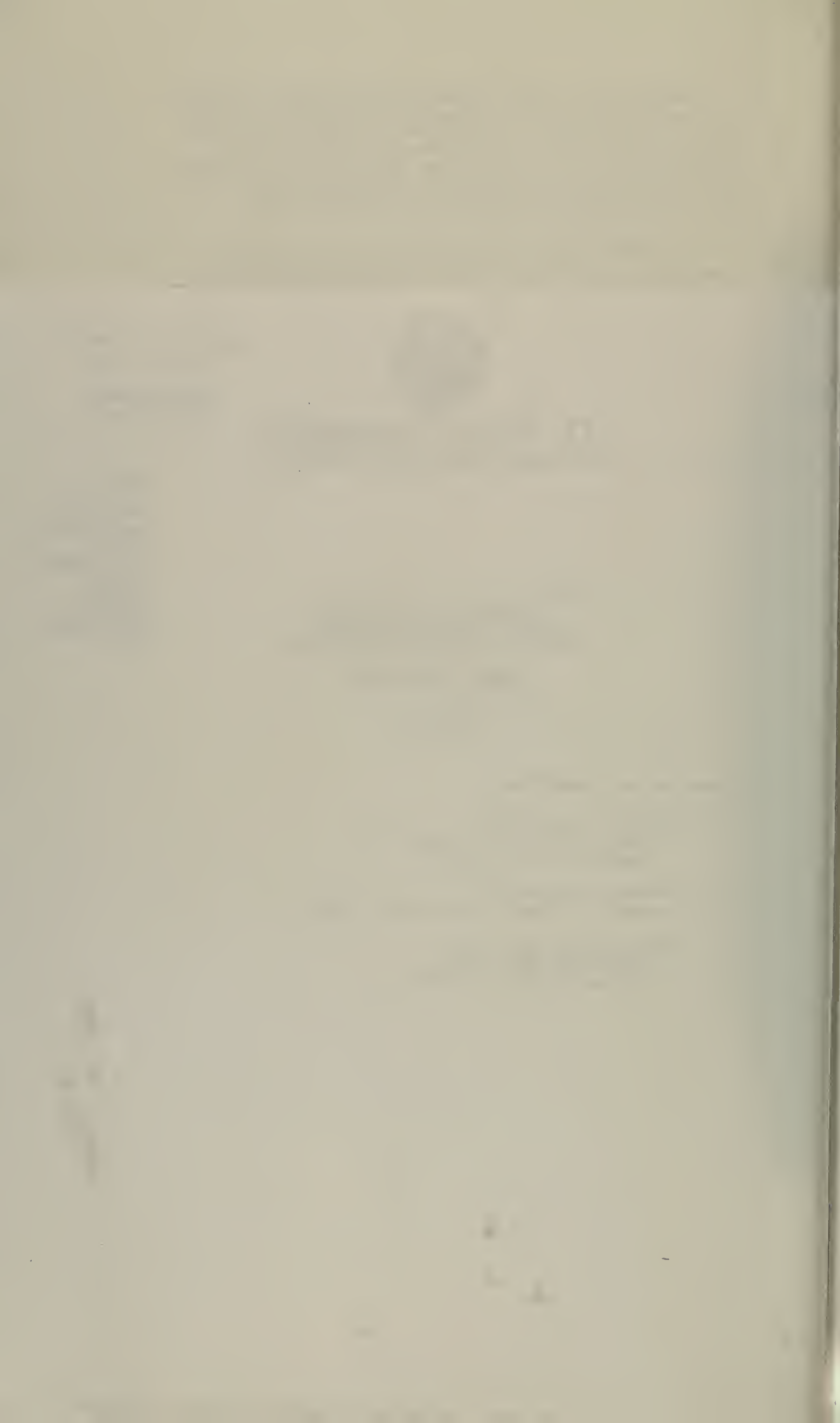
CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, DECEMBER 8, 1993

EXECUTIVE SESSION

Room 505-2  
4:45 p.m.

Attorney-Client Conference

- a. Pending Litigation  
Wheeler vs. Police Commission  
Superior Court #926973
- b. Pending Litigation  
Hensic - Superior Court No. 948994
- c. Personnel Matter  
Government Code 54957  
Officer Andrew A. Rolfes





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# The Police Commission

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## CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, DECEMBER 8, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

WAYNE FRIDAY  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Consent Calendar
4. Police Commission Report
  - a. Notification of Resignation of Officer Ernest Chapman
5. Assignment of Commissioner and Setting of Date for the Taking of Evidence on Charges Filed Against Officer Kelvin K. Tso, Taraval Station (File No. C34-018 & 047 JWA)
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Request for Approval of Supplemental Appropriation Amounting to \$142,715 to Fund Emergency Repairs in the Police Department's 911 Communication Center due to a Sewage Backup, and the Purchase of Three Mechanical Sewer Clearing Devices to Alleviate Future Sewer Backups
9. Public Comments

(Members of the public may address the Commission for up to 3 minutes for individuals or up to 5 minutes for groups. The President of the Commission may limit the total testimony time.)
10. Hearing on Appeal of Chief's Suspension of Officer Frank Walker, Crime Prevention Company



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# The Police Commission

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CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, DECEMBER 8, 1993  
CONSENT CALENDAR

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

WAYNE FRIDAY  
Commissioner

---

LT. MANUEL BARRETTA  
Secretary

1. Request of Inspector Paul Chignell and Lieutenant Richard Camara to Accept a Gift of a Case of Wine for each of them from Mr. Richard J. Woods



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DECEMBER 8, 1993

*Minute*  
EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers at Room 505-2, Hall of Justice, 850 Bryant Street, at 4:45 p.m. in an Executive Session.

Attorney-Client Conference

- a. Pending Litigation  
Wheeler vs. Police Commission  
Superior Court #926973
- b. Pending Litigation  
Hensic - Superior Court No. 948994
- c. Personnel Matter  
Government Code 54957  
Officer Andrew A. Rolfes

DECEMBER 8, 1993

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers at Room 551, Hall of Justice, 850 Bryant Street, at 5:30 p.m. in a Regular Meeting.

PRESENT: Commissioner Feinstein, Hewlett, Low, Rodriguez

ABSENT: Commissioner Friday

APPROVAL OF CONSENT CALENDAR

Motion by Commissioner Hewlett, second by Commissioner Feinstein. Approved 4-0.

RESOLUTION NO. 130-93

REQUEST OF INSPECTOR PAUL CHIGNELL AND LIEUTENANT RICHARD CAMARA TO ACCEPT A GIFT OF A CASE OF WINE FOR EACH OF THEM FROM MR. RICHARD J. WOODS

RESOLVED, that the Police Commission hereby approves the request of Inspector Paul Chignell and Lieutenant Richard Camara to accept a gift of a case of wine for each of them from Mr. Richard J. Woods.

AYES: Commissioners Feinstein, Hewlett, Low, Rodriguez

ABSENT: Commissioner Friday

POLICE COMMISSION REPORT

- a. Notification of Resignation of Officer Ernest Chapman

Commissioner Low discussed notification of Officer Ernest Chapman's resignation and resignation is noted. Matter was calendared August 18th then taken off calendar for future setting. Matter is now permanently off calendar due to his resignation.

RESOLUTION NO. 131-93

NOTIFICATION OF RESIGNATION OF OFFICER ERNEST CHAPMAN, SOUTHERN STATION

WHEREAS, on June 6, 1993, Anthony D. Ribera, Chief of Police of the San Francisco Police Department, made and served charges against Police Officer Ernest C. Chapman, Southern Station, as follows:



SPECIFICATION NO. 1

Refusal of a direct order to submit to a chemical test (violation of Rules I-F-1, I-F-2 and I-F-5 of General Order D-18 of the San Francisco Police Department);

and

WHEREAS, the Police Department was in receipt of the resignation of Police Officer Ernest C. Chapman from the San Francisco Police Department, said resignation effective close of business November 19, 1993, which resignation was accepted with the condition that the services of Officer Chapman have been unsatisfactory and that he does not resign in good standing; therefore be it

RESOLVED, that the charges of violating the Rules and Procedures of the San Francisco Police Department filed against Officer Ernest C. Chapman, be, and the same are hereby continued off calendar.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Friday

ASSIGNMENT OF COMMISSIONER AND SETTING OF DATE FOR THE TAKING OF EVIDENCE ON CHARGES FILED AGAINST OFFICER KELVIN K. TSO, TARAVAL STATION (FILE NO. C34-018 and 047 JWA)

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Stephen Whitmore representing Officer Tso. Jerry Akins representing the department. Matter assigned to Commissioner Friday.

RESOLUTION NO. 127-93

ASSIGNMENT OF A COMMISSIONER AND SETTING OF DATE TO CONDUCT TAKING OF EVIDENCE IN THE DISCIPLINARY CHARGES FILED AGAINST POLICE OFFICER KELVIN K. TSO, TARAVAL SECTION

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WHEREAS, the assignment of a Commissioner and setting of a date to conduct taking of evidence in the disciplinary charges filed against Officer Kelvin K. Tso, Taraval Station, was called it having been set for this date; and

WHEREAS, Commissioner Wayne Friday is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Tso; therefore be it

RESOLVED, that Commissioner Friday is hereby assigned to conduct taking of evidence in the disciplinary charges filed against Officer Tso and is to be set at a later date.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Friday

CHIEF'S REPORT TO THE POLICE COMMISSION

Deputy Chief Reed for Chief Ribera stated nothing to report.





OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Alfreda Porter stated she received a call from Harvey Rose, the budget analyst, regarding budget request and she asked the Commission to look into the matter which is presently delayed in the Mayor's office. Commissioner Low asked Ms. Porter to call Commissioner Hewlett who will look into the matter.

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO \$142,715 TO FUND EMERGENCY REPAIRS IN THE POLICE DEPARTMENT'S 911 COMMUNICATION CENTER DUE TO A SEWAGE BACKUP, AND THE PURCHASE OF THREE MECHANICAL SEWER CLEARING DEVICES TO ALLEVIATE FUTURE SEWER BACKUPS

Sergeant Bisordi, Fiscal, made the presentation. Commissioner Low discussed the matter and asked that we talk to the Sheriffs regarding monitoring of prisoners regarding sewage backups and flooding.

Motion by Commissioner Rodriguez, second by Commissioner Hewlett. Approved 4-0.

RESOLUTION NO. 128-93

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO \$142,715 TO FUND EMERGENCY REPAIRS IN THE POLICE DEPARTMENT'S 911 COMMUNICATION CENTER DUE TO A SEWAGE BACKUP, AND THE PURCHASE OF THREE MECHANICAL SEWER CLEARING DEVICES TO ALLEVIATE FUTURE SEWER BACKUPS

WHEREAS, inmates in the County Jail located on the 6th floor of the Hall of Justice recently flushed various items of clothing and bedding down toilets which caused a backup of sewage on the 5th floor. This caused flooding in parts of the 5th floor, which eventually leaked into the 911 Communications Center, located on the 4th floor, and;

WHEREAS, the sewer leaked eventually resulted in damage to electronic equipment in the 911 Communications Center, and;

WHEREAS, certain radio transmissions were halted, and;

WHEREAS, the sewer leakage damaged or destroyed certain items located on the 4th and 5th floors, and;

WHEREAS, there are a total of 19 sewer pipes originating on the 6th floor, which flow through the 5th floor, and;

WHEREAS, a minimum of three of the 19 sewer pipes must be retrofitted with mechanical sewer clearing devices ("muffin monsters") to alleviate future sewer backups and future sewer leaks into the 911 Communications Center; therefore be it

RESOLVED, that the Police Commission approves a request for a supplemental appropriation totaling \$124,715, to make emergency repairs and replace items damaged or destroyed on the 4th and 5th floors of the Hall of Justice, at an approximate cost of \$43,715, and the purchase and installation of three mechanical sewer clearing devices at an approximate cost of \$99,000.



AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Friday

PUBLIC COMMENTS

Commissioner Low talked of a letter he received this date via fax by the Ingleside neighborhood Moultrie Street Neighbors asking for more beat officers.

Unidentified discussed crime problems at Moultrie and Tomkins area. Further discussed guns, stolen autos and gunfire in the area also a burglar caught in her home and stated more police presence is needed.

Unidentified discussed her house being shot into on November 16th and talked of the attitude of officers who responded. Stated more patrol is needed in the area.

Mrs. Jackson, resident 530 Moultrie Street, talked of shots into her house and asked for assistance.

Paul Quintilla, resident 537 Moultrie Street, stated Bernal heights area is being ignored by the police and want Commander Philpott back in the area as the captain and stated he has called the Chief's office and was treated rudely. He also wants more beat cops,

Sean Mattingly, resident in the area, complained regarding no attendance at community meetings by Captain Wilson. He stated he hadn't seen beat officers in the area and request more.

Commissioner Feinstein then asked regarding staffing in the area and a brief discussion between Deputy Chief Reed and Commander Martel followed.

Aukland Tilly, resident, request more cops in the area.

Melinda McGitty, resident 800 block Moultrie, asked for more officers and more foot patrol in the area.

Kirk James talked of crime in the area and the escalation of crime in the last several months. He further talked of problems in the park and suggested rescheduling officers' schedule to meet these problems.

Don, resident Andover Street, talked of his truck being broken into recently and talked of drugs and department actions to disperse gang.

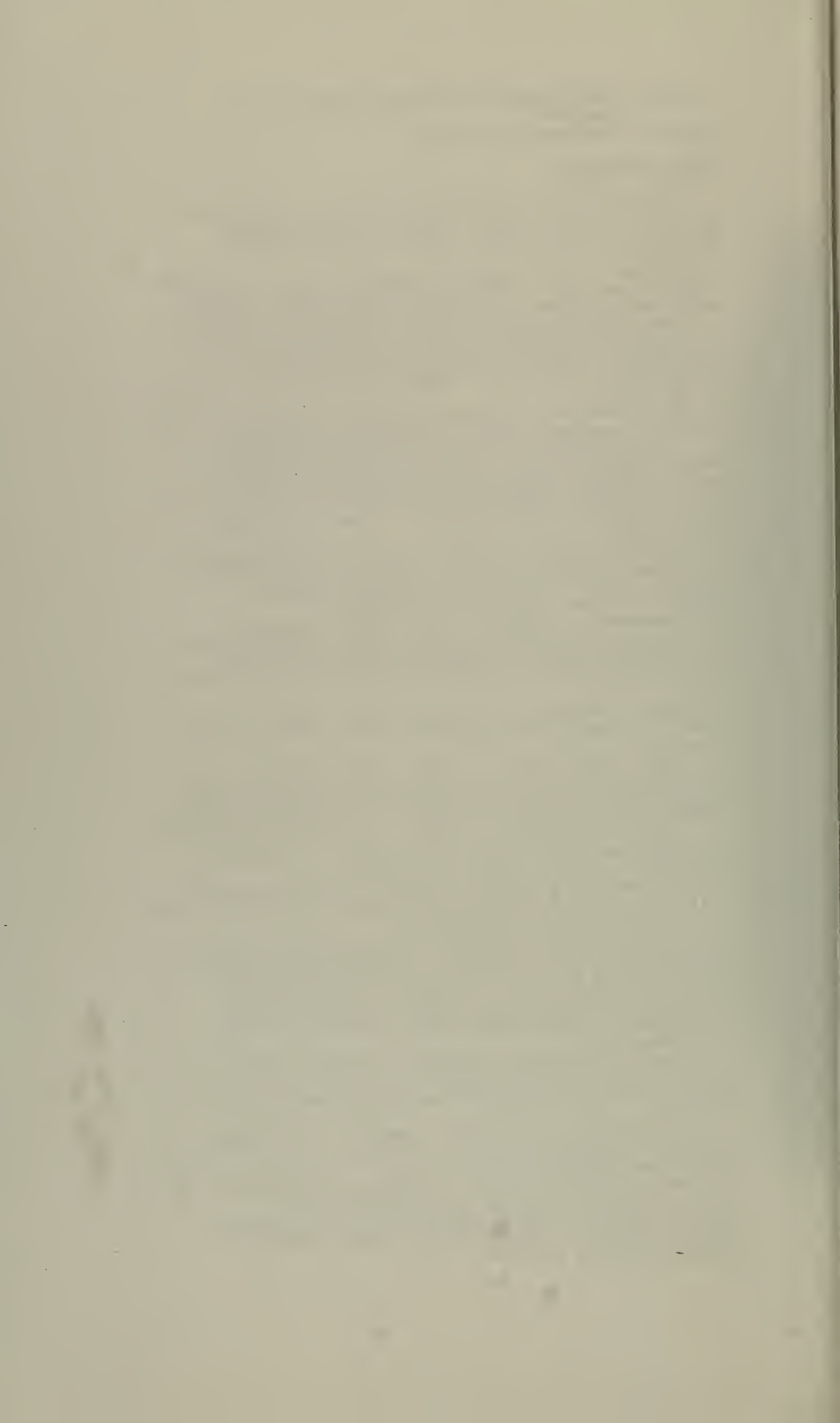
Joe Poccoro discussed graffiti in the area and talked of lack of response by Captain Wilson and asked that Captain Wilson be replaced.

Charles Bolton, northwest Bernal Heights Club supports the Moultrie Street residence and talked of CPOP staffing and discussed more community contact is needed by the police. He talked of CPOP program funding and stated he's willing to work with the department to make CPOP a model program for other jurisdictions.

Charlotte Ferguson, resident, stated Captain Wilson should be responsible if no officers are in the area and she discussed OCC complaints against the captain.

Mary Dryfage, 700 block of Moultrie, talked of crime and traffic problems regarding speeders and also violations in the area.

Micky Faxon, resident, stated supervisors must let officers make decisions. Discussed why more supervisors are being promoted and not hiring more police officers. She asked for a new captain be assigned to the district.





Maurice Vela, resident Bernal Heights, wanted more presence of CPOP officers and asked that Captain Wilson be removed because the CPOP program has deteriorated since his assignment and asked the Commission to address the issue.

John Crew, ACLU, discussed the MOU and asked for update. Linda Ross, City Attorney's Office, stated she's working on his update and will respond back in mid January. John Crew also presented a letter regarding concerns in disciplinary cases to the Commission.

Commissioner Low responded and discussed case preparation.

Commissioner Feinstein the discussed deficiencies in cases and investigations and stated they are contemplating training for OCC investigators and attorneys.

John Crew suggested that the Commission look back at a recent Mayor's Disciplinary Talked Force Report regarding suggestions.

Discussion also followed regarding experienced trial attorneys who will work pro bono on cases of discipline.

Maggie Olsen discussed police use of time and talked of police demeanor, citations being issued and then dismissed by the district attorney's office.

#### RESOLUTION NO. 129-93

#### HEARING ON APPEAL OF CHIEF'S SUSPENSION OF OFFICER FRANK WALKER, CRIME PREVENTION COMPANY

WHEREAS, a letter was received from Officer Frank Walker's attorney, Ms. Margaret Pendergast, stating withdrawal of his appeal of the Chief's suspension imposed on him; therefore be it

RESOLVED, the request for withdrawal of appeal of the Chief's suspension imposed on Officer Frank Walker is hereby approved.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Friday

Thereafter, the meeting was adjourned at 7:20 p.m.



Lieutenant Manuel Barretta  
Secretary  
THE POLICE COMMISSION

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The Police Commission  
CITY AND COUNTY OF SAN FRANCISCO

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CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, DECEMBER 15, 1993

EXECUTIVE SESSION

Room 505-2  
5:00 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

KATHERINE A. FEINSTEIN  
Commissioner

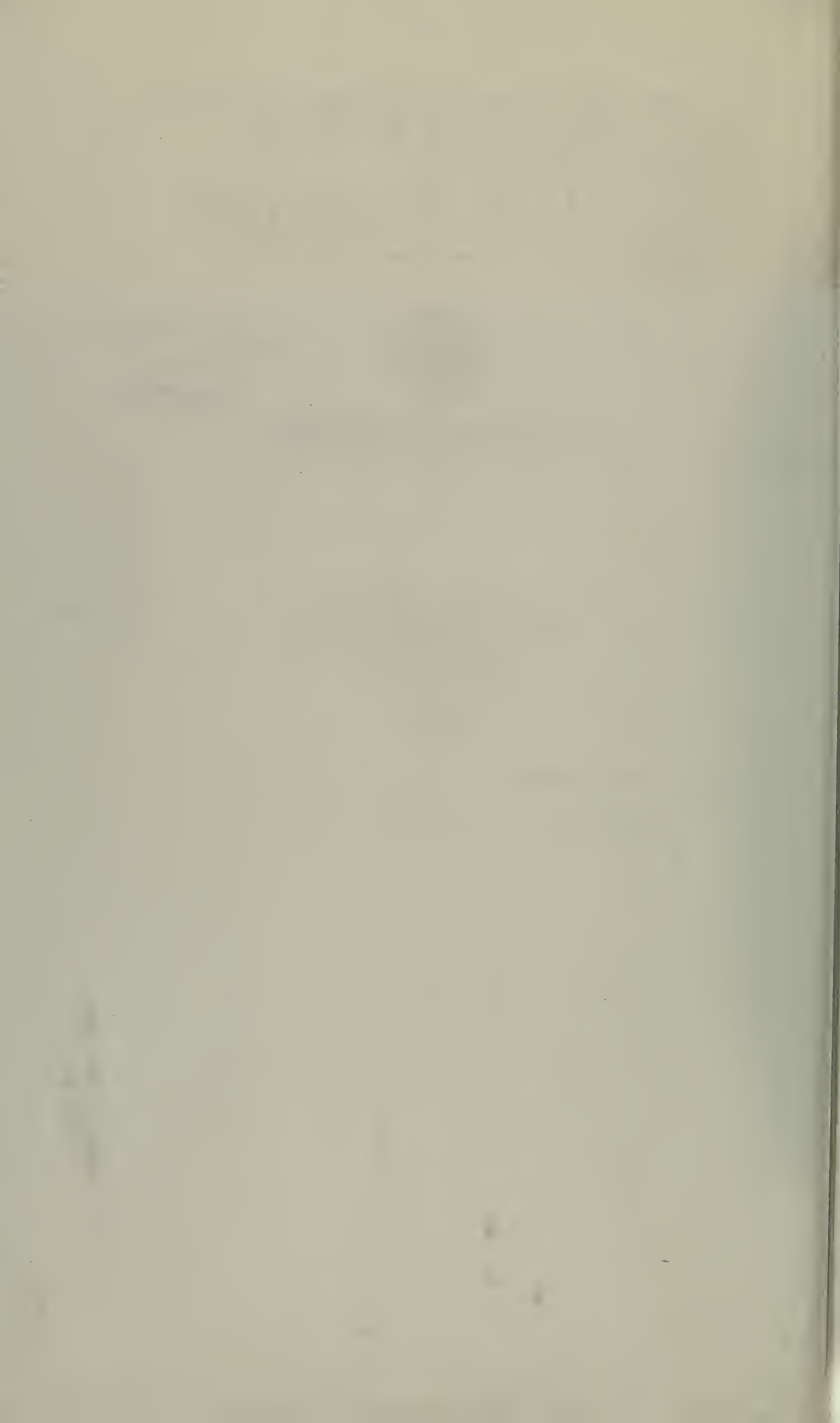
ANTHONY P. RODRIGUEZ  
Commissioner

WAYNE FRIDAY  
Commissioner

LT. MANUEL BARRETTA  
Secretary

Attorney-Client Conference

- a. Vince Brown vs. Frank M. Jordan, et al.  
C923624 FMS





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# The Police Commission

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## CITY AND COUNTY OF SAN FRANCISCO

CALENDAR OF PROCEEDINGS  
POLICE COMMISSION MEETING  
WEDNESDAY, DECEMBER 15, 1993

REGULAR MEETING

ROOM 551  
5:30 p.m.

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

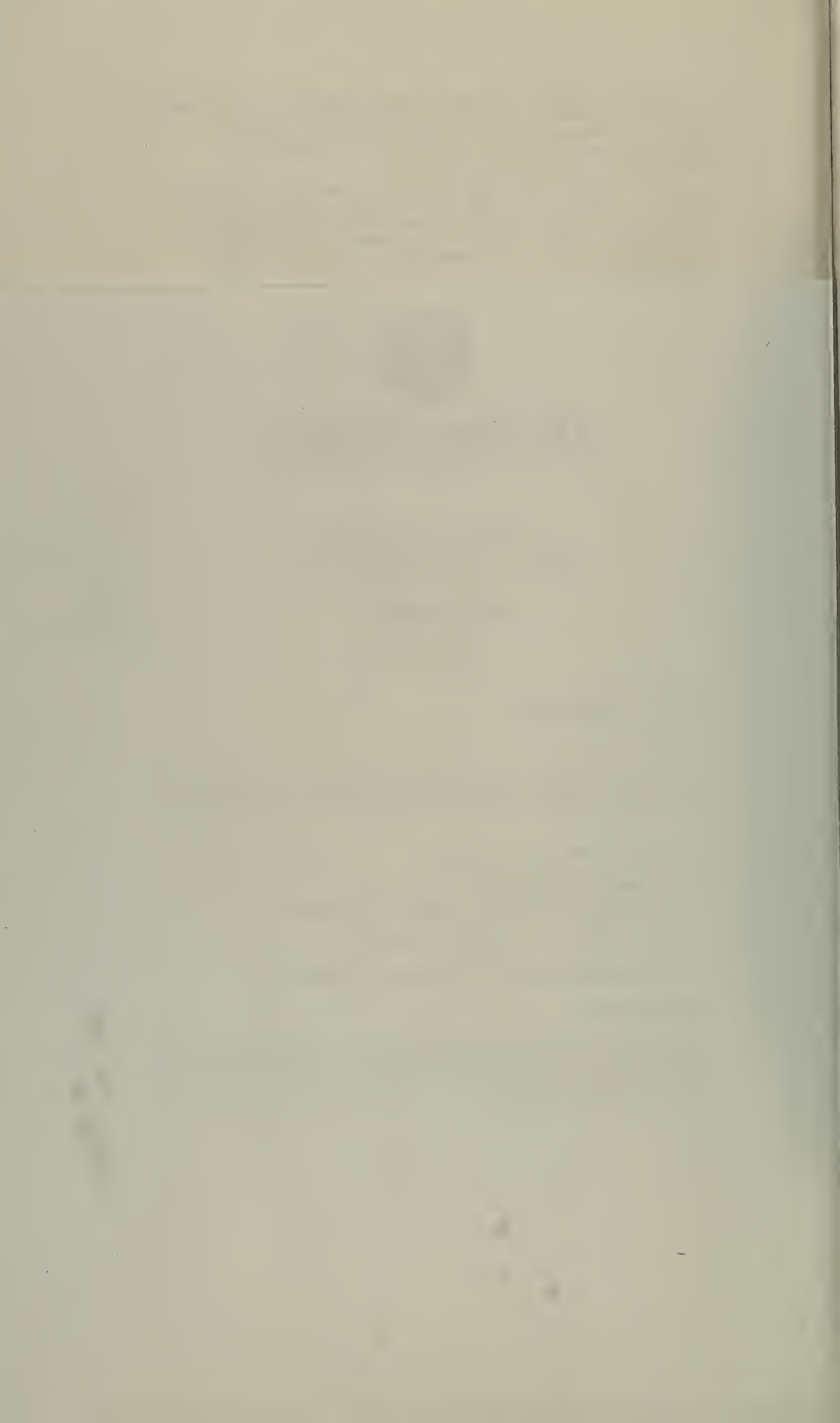
WAYNE FRIDAY  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Pledge of Allegiance
2. Roll Call
3. Approval of Minutes of Meetings of August 25, 1993, September 1, 1993, September 15, 1993 and September 22, 1993
4. Approval of Consent Calendar
5. Police Commission Report
  - a. Motion on Calendaring of New Matters
6. Chief's Report to the Police Commission
7. OCC Director's Report to the Police Commission
8. Public Comments

(Members of the public may address the Commission for up to 3 minutes for individuals or up to 5 minutes for groups. The President of the Commission may limit the total testimony time.)







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# The Police Commission

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## CITY AND COUNTY OF SAN FRANCISCO

### CALENDAR OF PROCEEDINGS POLICE COMMISSION MEETING WEDNESDAY, DECEMBER 15, 1993 CONSENT CALENDAR

HARRY W. LOW  
President

CLOTHILDE V. HEWLETT  
Vice President

KATHERINE A. FEINSTEIN  
Commissioner

ANTHONY P. RODRIGUEZ  
Commissioner

WAYNE FRIDAY  
Commissioner

LT. MANUEL BARRETTA  
Secretary

1. Request of the Chief of Police for Approval of Expenditures from the Chief's Contingent Fund for the Month of October, 1993
2. Request of the Chief of Police to Accept a Donation of \$1,000.00 from Mr. Manou Mobedshahi, owner of Savoy Hotel and Brasserie Savoy Restaurant
3. Request of Captain Lawrence Minasian, Crime Prevention Company, to Accept a Donated Weapon, a Calico Model #M-960A Mini SMG (Sub Machine Gun) Serial #N000199, from Mr. Michael Miller, President of Calico Light Weapons Systems, to be used by the Crime Prevention Company's S.W.A.T. Team
4. Request of the Chief of Police for Removal of Mr. Thomas Gillard from the Taxicab Applicant's List
5. Request of the Chief of Police for Removal of Mr. Harry Rosenbluth from the Taxicab Applicant's List
6. Request of the Chief of Police for Approval of Taxicab Owners Permit for Mr. Craig Simpson
7. Request of the Chief of Police for Approval of Taxicab Owners Permit for Mr. Stephen Heller



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DECEMBER 15, 1993EXECUTIVE SESSIONSAN FRANCISCO  
PUBLIC LIBRARY

The Police Commission of the City and County of San Francisco met in their chambers, Room 505-2, 850 Bryant Street, at 5:00 p.m., for an Executive Session.

Vince Brown vs. Frank M. Jordan, et al.

PRESENT: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Friday

DECEMBER 15, 1993REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, 850 Bryant Street, at 5:30 p.m., for a Regular Meeting.

PRESENT: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Friday

APPROVAL OF MINUTES OF MEETINGS OF AUGUST 25, 1993,  
SEPTEMBER 1, 1993, SEPTEMBER 15, 1993 AND SEPTEMBER  
22, 1993

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Approval of minutes of the meetings of August 25, 1993, September 1, 1993, September 15, 1993 and September 22, 1993, the Commissioners having received, approved and returned the copies of same.

Motion by Commissioner Hewlett, second by  
Commissioner Rodriguez. Minutes approved 4-0.

APPROVAL OF CONSENT CALENDAR

Motion by Commissioner Rodriguez, second by  
Commissioner Hewlett. Approved 4-0.

RESOLUTION NO. 132-93VINCE BROWN vs. FRANK M. JORDAN, et al.

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of "Vince Brown vs. Frank M. Jordan, et al" in the United States District Court No. C92-3624-FMS in the amount of \$220,000.00 for damages sustained, be, and the same is hereby approved.

Date of Incident: May 8, 1992

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Friday

RESOLUTION NO. 133-93APPROVAL OF REPORT OF EXPENDITURES FROM THE CHIEF'S  
CONTINGENT FUND FOR THE MONTH OF OCTOBER, 1993

RESOLVED, that the Police Commission hereby approves the Report of Expenditures from the Chief's Contingent Fund for the month of October, 1993.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Friday





RESOLUTION NO. 134-93

APPROVAL OF THE REQUEST OF THE CHIEF OF POLICE TO  
ACCEPT A DONATION OF \$1,000.00 FROM MR. MANOU  
MOBEDSHAHI, OWNER OF SAVOY HOTEL AND BRASSERIE SAVOY  
RESTAURANT

---

WHEREAS, the owner of the Savoy Hotel and  
Brasserie Savoy Restaurant, Mr. Manou Mobedshahi, has  
donated \$1,000.00 in appreciation of the outstanding  
police services provided by the San Francisco Police  
Department; and

WHEREAS, the Police Commission may accept gifts in  
the amount of less than \$5,000.00; now therefore be it

RESOLVED, that the Police Commission hereby  
approves a request to accept and expend a gift in the  
amount of \$1,000.00 from the Savoy Hotel and Brasserie  
Savoy Restaurant.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Friday

RESOLUTION NO. 135-93

REQUEST OF CAPTAIN LAWRENCE MINASIAN, CRIME PREVENTION  
COMPANY, TO ACCEPT A DONATED WEAPON, A CALICO MODEL  
#M-960A MINI SMG (SUB MACHINE GUN) SERIAL #N000199,  
FROM MR. MICHAEL MILLER, PRESIDENT OF CALICO LIGHT  
WEAPONS SYSTEMS, TO BE USED BY THE CRIME PREVENTION  
COMPANY'S S.W.A.T. TEAM

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RESOLVED, that the Police Commission hereby  
approves the request of Captain Lawrence Minasian,  
Crime Prevention Company, to accept a donated weapon  
from Mr. Michael Miller, President of Calico Light  
Weapons Systems, to be used by the Crime Prevention  
Company's S.W.A.T. team.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioner Friday

RESOLUTION NO. 136-93

REMOVAL OF MR. THOMAS GILLARD FROM THE TAXICAB  
APPLICANT'S LIST

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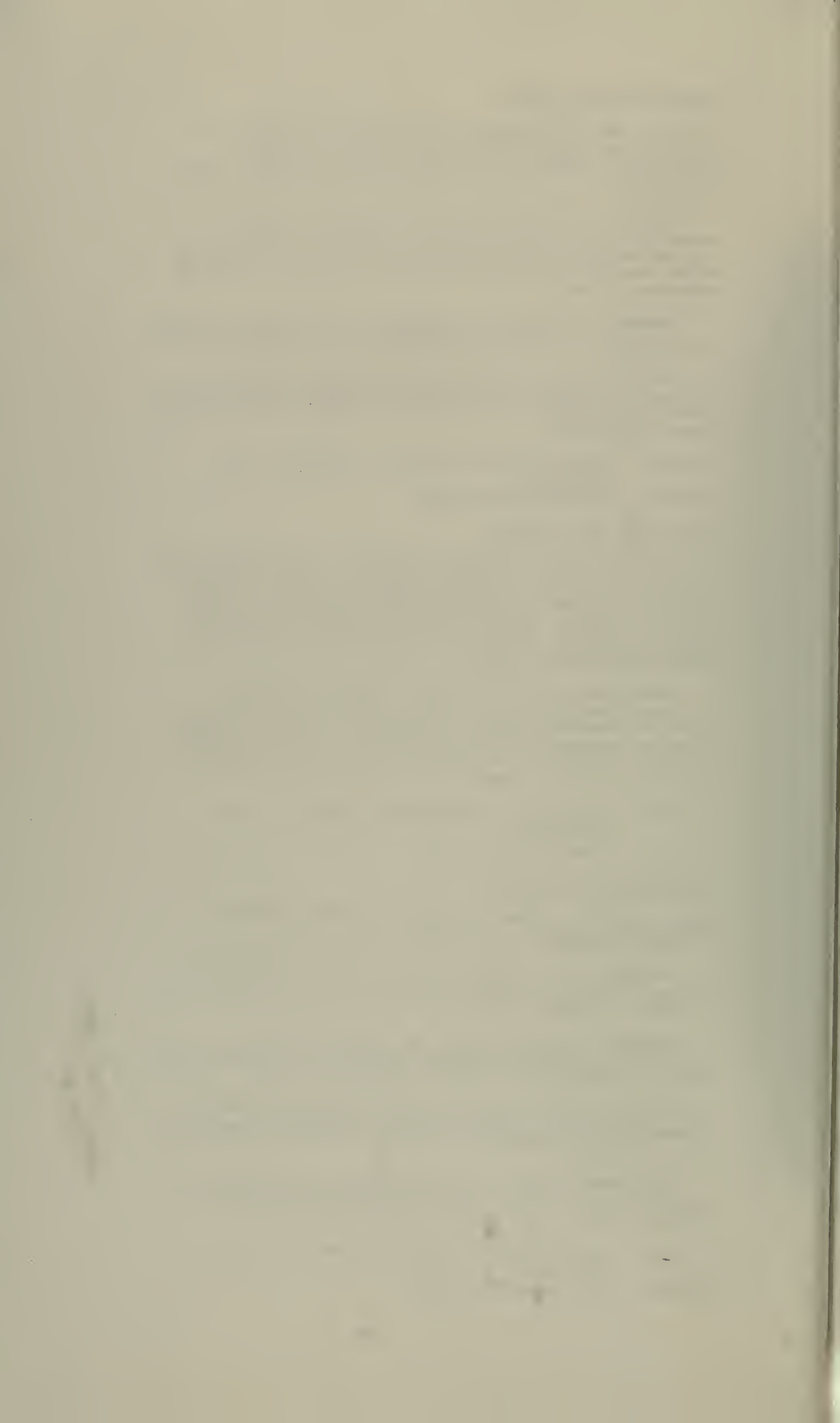
WHEREAS, Mr. Thomas Gillard has not maintained  
current address information with the Taxi Detail since  
October 15, 1987; and

WHEREAS, records check was made with the  
Department of Motor Vehicles as well as all department  
computer systems with negative results; and

WHEREAS, the Taxicab Detail recommends that Mr.  
Thomas Gillard be removed from the Taxicab Applicant's  
list; therefore be it

RESOLVED, that the Police Commission hereby  
approves the removal of Mr. Thomas Gillard from the  
Taxicab Public Convenience and Necessity List

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez  
ABSENT: Commissioners Friday



RESOLUTION NO. 137-93

REMOVAL OF MR. HARRY ROSENBLUTH FROM THE TAXICAB  
APPLICANT'S LIST

WHEREAS, Mr. Harry Rosenbluth has not maintained current address information with the Taxi Detail since 1987; and

WHEREAS, records check was made with the Department of Motor Vehicles as well as all department computer systems with negative results; and

WHEREAS, the Taxicab Detail recommends that Mr. Harry Rosenbluth be removed from the Taxicab Applicant's list; therefore be it

RESOLVED, that the Police Commission hereby approves the removal of Mr. Harry Rosenbluth from the Taxicab Public Convenience and Necessity List

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioners Friday

RESOLUTION NO. 138-93

TAXICAB PERMIT APPLICATION OF MR. CRAIG SIMPSON

WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that Craig Simpson, based on his application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to Craig Simpson.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Friday





RESOLUTION NO. 139-93

TAXICAB PERMIT APPLICATION OF MR. STEPHEN HELLER

WHEREAS, the San Francisco Police Commission, pursuant to its authority under Article 16, of the Municipal Police Code, appointed a Hearing Officer who conducted hearings from October 15, 1991 through October 22, 1991, regarding the current levels of taxicab service in the City and County of San Francisco and the requirements of public convenience and necessity therefore; and

WHEREAS, based upon the entire record of the hearings on public convenience and necessity and on the individual applications, the Police Commission finds that the number of taxicab permits set at 811 as per Resolution No. 1201-87 shall remain at 811; and

WHEREAS, the Commission determined on Wednesday, May 27, 1992, based on the records received at that meeting that public convenience and necessity required the operation of 811 taxi motor vehicle for hire permits; therefore be it

RESOLVED, that Stephen Heller, based on his application and the San Francisco Permit Bureau certification, is qualified to hold a motor vehicle for hire permit, that said taxicab owner permit shall be granted and shall be revocable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to Stephen Heller.

AYES: Commissioners Feinstein, Hewlett, Low,  
Rodriguez

ABSENT: Commissioner Friday

POLICE COMMISSION REPORT

Commissioner Low announced that the Commission met in Executive Session regarding the Vince Brown matter. They voted to approve.

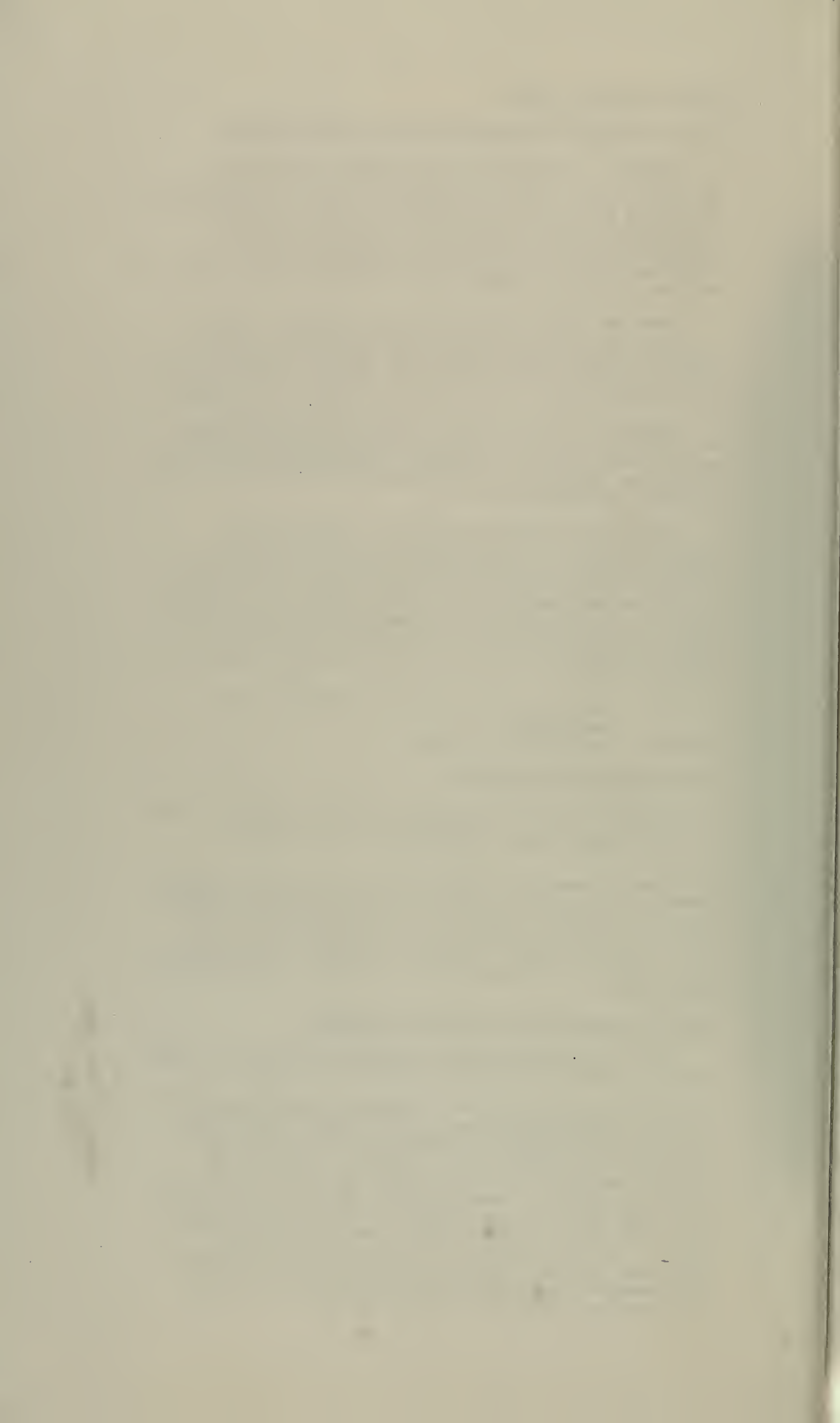
Commissioner Low announced that the next regular meeting will be held January 12 and asked to calendar for that meeting discussion regarding General Order D-17. He further asked that the Berkeley Pursuit case, involving Sgt. Barsetti, Officers Brown, Lewis and Palada, be calendared for approval of decision for that date.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Ribera discussed a meeting held the previous week with Mayor Jordan and President Clinton.

He discussed with the Commission regarding rape case in the Mission District and Deputy Chief Lau informed the Commission regarding the arrests and investigation of the case. He also discussed an arrest today at Larkin and Grove regarding crack cocaine dealers. Commander Philpott further informed the Commission of the arrests of the dealers in the area that were taking in approximately \$100,000.00 a month. He then commended Northern and Southern officers for their efforts. Chief Ribera commended the Command Staff on the cooperation between units involved and stations on these cases.





Commissioner Low commended the Chief regarding representing at the conference with President Clinton in Washington D.C. last week.

#### OCC DIRECTOR'S REPORT TO THE POLICE COMMISSION

Ms. Porter stated that the last quarter statistical report will be available on January 12th. She also updated the Commission regarding the supplemental budget request on filling vacant positions in her office. Commissioner Hewlett stated that the request is still being denied but she's still working on attempting to get some position filled.

#### PUBLIC COMMENTS

John Crew, ACLU, discussed budget request by the department and OCC. He also discussed hiring more OCC investigators. He discussed a recent 6.5 million dollar budget request for more officers and asked that the Commission approves the OCC request first. He asked the Commission's support to request for more OCC investigators and urge the Mayor to approve same.

Maggie Olesen read an article out of the newspaper to the Commission.

Unidentified individual presented an article regarding moving of the Crime Suppression Company to 111 Bay Street. Chief Ribera responded regarding moving of the Crime Suppression Company.

Katherine Bobrowski discussed Sutter/Stockton drug dealing problem in the area. Complained of actions by officers.

Chief Ribera talked of a meeting the previous week and he is meeting with the community in the area regarding their concerns.

Thereafter, the meeting was adjourned at 6:10 p.m.



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Lieutenant Manuel Ribera  
Secretary  
THE POLICE COMMISSION

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